

CRM-M-58487-2023
Date of decision: 20.11.2023

....Petitioners

...Respondents

Present: Mr. Pratap Singh Gill, Advocate
for the petitioner.

The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.113 dated 22.10.2023 under Sections 420/120-B of IPC registered at Police Station City-2, Abohar, District Fazilka.

Learned counsel for the petitioners *inter alia* contends that this is a civil dispute as the petitioners are the employees of HDB Financial Services Ltd. and the complainant has purchased the vehicle in question by giving the highest bid and, thereafter, he has given this vehicle to one, Gurjant Singh to make money without any legal authority. The dispute involved in the present petition is purely civil in nature and the petitioners have been entangled with oblique motive to secure the vehicle which is not in possession of the petitioners. He further submits that he would be satisfied in case all the documents which are annexed with the present petition are considered by the Investigating Officer before submitting a final report under Section 173 Cr.P.C.

Notice of motion.

On receipt of advance notice, Ms. Navreet Kaur Barnala, AAG,

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Punjab puts in appearance and submits that she has no objection in case, the Investigating Officer is directed to consider all the documents which are annexed with the present petition before preparing a final report under Section 173 Cr.P.C.

At this stage, Mr. Rhythem Bajaj, Advocate puts in appearance on behalf of respondent No.2 and files his power of attorney in the Court today which is taken on record. Registry is directed to tag the same at an appropriate place in the file.

The matter is taken up for final disposal with the consent of the parties. Keeping in view the aforesaid facts and circumstances, the present petition is disposed of with a direction to the Investigating Officer to consider all the documents which are annexed with the present petition before preparing a final report under Section 173 of Cr.P.C.

It is clarified that in case a final report under Section 173 of Cr.P.C. is against the petitioners, the petitioners would be at liberty to file a fresh petition to challenge the FIR as well as the final report under Section 173 Cr.P.C.

(HARPREET SINGH BRAR)
JUDGE

20.11.2023
Neha

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No