

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

119

CRM-M-10567-2024

Date of decision: 15.04.2024

Mohd. Younus

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Sunny K. Singla, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed for quashing of FIR No.43 dated 14.06.2023 under Sections 447, 511 of the IPC registered at Police Station Sandaur, District Malerkotla and all consequential proceedings arising out of the same.

2. Learned counsel for the petitioner submits that a civil dispute between the parties is being given a criminal complexion and hence on this ground alone the FIR in question annexed as Annexure P-1 deserves to be quashed. It has been further submitted that even on an earlier occasion, a similar FIR was registered against the petitioner by the same complainant, however, it is a matter of record that no substance had been found in the said allegations as the investigating agency had till date not proceeded further in that case FIR.

3. On a pointed query put to the learned counsel as to what was the stage of trial, he has submitted that it is still pending investigation.

4. I have heard learned counsel and perused the relevant

material on record.

5. There is no ground made out to entertain the petitioner's prayer for quashing of the FIR in question since the investigation is still underway. It must be underscored that thwarting an investigation at a nascent stage is totally unwarranted. During the stage of investigation, the Courts are precluded from appreciating the merits or otherwise of the allegations outlined in the FIR, and thus it is imperative to allow the police to conclude their investigation, as the investigation of a crime falls within the exclusive domain of the investigating agency.

6. Accordingly, without commenting on the merits or otherwise of the allegations levelled in the FIR in question, the present petition is hereby dismissed.

15.04.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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