

CRM-M-12554-2024
Date of decision: 12.03.2024

Pawan Kumar and anotherPetitioners

Versus

State of Haryana and another ...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rohit Mittal, Advocate
for the petitioners.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.29 dated 02.02.2024 under Sections 323/34/452/506 of IPC registered at Police Station City Mahendergarh, District Mahendergarh (Annexure P-2) and all the subsequent proceedings thereto.

Learned counsel for the petitioners *inter alia* contends that the dispute involved in the present petition is purely civil in nature and the petitioners have been entangled with oblique motive. He further submits that he would be satisfied in case all the documents which are annexed with the present petition as Annexures P-1 to P-5, 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. Geeta Sharma, DAG, Haryana, 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.

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.

Needless to say, the Investigating Officer shall prepare the final report strictly in accordance with law and on its own merits, without being prejudiced by any of the observations made by this Court in the present order.

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

12.03.2024
Neha

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