



(119) **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-52890-2024

Date of decision 29.10.2024

AVNEET SINGH BHATIA AND ANOTHER

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Shantanu Bansal Advocate for the petitioners.
 Ms. Swati Batra, DAG, Punjab,

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
100	05.09.2024	Division No.7, Commissionerate Jalandhar	406, 420, 506 and 34 IPC

1. The present petition has been filed under Section 528 of the B.N.S.S., of 2023/ Section 482 for quashing of above captioned FIR alongwith all subsequent proceedings arising there from.
2. Counsel for the petitioner submits that a civil dispute is being given a colour of criminal one. Initially consignments which were shown to be standard were retained for few months and after that the complainant kept silent and filed an FIR after a substantial time gap.
3. Even if this Court accepts the contentions, still criminal intent is not prima facie ruled out. This court cannot close its eyes that investigation would be required to ascertain whether there were a malicious intent of the petitioner.
4. Given above, investigator is directed to look into the allegations made in the petition and investigate in this regard and the petitioner is directed to join the investigation as and when called upon to do so. The Police report shall not be filed unless the investigation is carried out on the aspects.

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5. The present petition is disposed of with the aforesaid observation. Pending applications, if any, stand disposed of.
6. Liberty reserved to the petitioners to come to this Court again, in case need arises. It is clarified this order be not construed as bail to petitioner.

(ANOOP CHITKARA)
JUDGE

October, 29 2024
raman

Whether speaking/reasoned	:	Yes
Whether reportable	:	Yes