



131

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-4331-2025 (O&M)
Date of decision : 27.02.2025

Harjit Singh

.....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Anil Chawla, Advocate for the petitioner.

Mr. Kunwarbir Singh, AAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 528 of Bhartiya Nagrik Suraksha Sanhita, 2023 (for short 'BNSS'), for quashing FIR No.0006 dated 10.01.2025 (P-1), under Section 420 of Indian Penal Code, 1860, registered at Police Station Gate Hakima, Amritsar City, District Amritsar.

2. Contends, *inter alia*, that petitioner has been falsely implicated in the present case. Further contends that on earlier occasion also, similar complaint was moved by the complainant on 05.03.2024 (P-2); the matter was inquired by the Police Officer and ultimately, it was found vide inquiry report dated 07.05.2024 (P-5) that no offence is made out. Lastly contended that time and again, petitioner has been harassed unnecessarily on one pretext or the other; thus, petition be allowed and FIR (*supra*) along with all consequential proceedings arising therefrom may be quashed.



3. Although, there is no formal notice of motion but learned State Counsel, in pursuance of the previous order, has filed short reply by way of affidavit dated 25.02.2025 of Jaspal Singh, PPS, Assistant Commissioner of Police (Central), Amritsar City, which is taken on record. Copy thereof supplied to the opposite side.

Registry to do the needful.

4. Heard learned counsel for the petitioner and perused the paper-book.

5. It transpires that five criminal cases of cheating have already been registered against petitioner. For reference, para 7 of the affidavit dated 25.02.2025 is extracted as under:-

“7. That the petitioner is a habitual offender. There are other cases of cheating registered against him, which are reproduced as under:-

i.) FIR No. 256 dated 26.09.2022 under section 420/34 IPC, Police Station A-division, Amritsar City;

ii.) FIR No. 175 dated 30.10.2024 under sections 420 IPC, Police Station A-division, Amritsar City;

iii.) FIR No. 263 dated 04.10.2023 under section 420/34 IPC, Police Station A-division, Amritsar City.

iv.) FIR No. 10 dated 19.01.2025 under section 420 IPC, Police Station A-division, Amritsar City.

v.) FIR No. 11 dated 19.01.2025 under section 420 IPC, Police Station A-division, Amritsar City.”

6. Perusal of the above extract reveals that, apart from the present case, the petitioner is facing five criminal cases of similar nature. Thus, *prima facie*, he is a habitual offender; therefore, this Court is not inclined to exercise its inherent jurisdiction under Section



7. In view of the above, it would not be appropriate for this Court to scuttle the ongoing investigation at the threshold.
8. Consequently, there is no option, except to dismiss the petition.
9. Ordered accordingly.
10. It is clarified that above observations be not construed as an expression of opinion on merits of allegations levelled in the FIR No.0006 (*supra*), in any manner.

Pending application(s), if any, shall also stand disposed off.

27.02.2025
d.gulati

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No