

242 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025 PHHC:159418



CRM-M-4462-2020 (O&M)
Date of Decision: 17.11.2025

SANJEEV GARG AND ANOTHER ... PETITIONERS
VERSUS
STATE OF PUNJAB AND OTHERS ... RESPONDENTS

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Mr. Saurabh Kapoor, Advocate for the petitioners.
(through video conferencing)

Mr. Parneet Singh Pandher, A.A.G., Punjab.

None for the private respondents.

H.S. GREWAL, J. (ORAL)

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.0082 dated 16.03.2016 registered under Sections 406, 420 and 120-B of the Indian Penal Code, 1860 at Police Station Zirakpur, SAS Nagar, final investigation report dated 12.11.2018 and all subsequent proceedings arising therefrom.

2. It is stated that the matter is of civil nature. Since the FIR has been registered on the premises that petitioners had accepted the money but had not executed the sale deed. Now, it is stated that the sale deed has since been executed on 04.10.2017 and an affidavit to that extent has also been filed. The sale deed has been executed by the complainant in favour of his daughter-respondent No.3. At this stage, there is no cheating. The entire case of the petitioners is that petitioners had accepted money but not executed the sale deed but now the same has been executed in favour of complainant's daughter.

3. This fact has not been refuted by the State as well and the same fact has also been mentioned in the challan.
4. At the first instance, this case is of civil nature which has been given criminal colour. Since nothing survives after the execution of sale deed, no offence could have been stated to be made out. Moreover, the respondents are also not present in Court to oppose the prayer of the petitioners.
5. In the light of the matter, FIR bearing No.0082 dated 16.03.2016 registered under Sections 406, 420 and 120-B of the Indian Penal Code, 1860 at Police Station Zirakpur, SAS Nagar and the proceedings arising therefrom are hereby quashed.

17.11.2025

Janki

(H.S.GREWAL)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No