



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

CRM-M-6625-2025
Date of decision: 05.02.2025

Nazim Abbas and othersPetitioners

Versus

State of Haryana and another ...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vibhor Bansal, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.666 dated
02.12.2024 under Sections 406/418/420/120-B of IPC registered at Police
Station Ballabhgarh City, District Faridabad (Annexure P-1) and all subsequent
proceedings arising therefrom.

Learned counsel for the petitioners *inter alia* contends that all the
petitioners have been falsely implicated in the present case. Respondent No.2
showed its intention to purchase the drink on trial basis to check and see the
response of the general public towards the drink by selling and promoting the
drink in an event held in Delhi. It is further submitted that after scrutinizing
market, the complainant was willing to role out drink on Zepto and purchased
3234 cases from petitioner No.3 on cash basis and the amount was received by
petitioner No.3. Thereafter, the said drink was removed from Zepto and the
petitioners-Company lost the sales opportunity as well as money and
respondent No.2 started blaming the petitioners.

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He further submits that the petitioners would be satisfied in case all the documents and Annexures which are annexed with the present petition are considered by the Investigating Officer before submitting a final report under Section 193 of BNSS (earlier 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 and Annexures which are annexed with the present petition before preparing a final report under Section 193 of BNSS (earlier 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 as well as annexures which are annexed with the present petition before preparing a final report under Section 193 of BNSS (earlier Section 173 Cr.P.C.).

It is clarified that in case a final report under Section 193 of BNSS (earlier Section 173 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 193 of BNSS (earlier Section 173 Cr.P.C.).

(HARPREET SINGH BRAR)
JUDGE

05.02.2025*Neha*

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