



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

263

CRM-M-19451-2025 (O&M)  
Decided on:22.08.2025

**Parmesh Construction Company Limited and others**

**...Petitioners**

**Versus**

**State of Haryana and others**

**...Respondents**

**Coram : Hon'ble Mr. Justice Rajesh Bhardwaj**

Present: Mr. Gajanand Kirodiwal, Advocate, and  
Mr. Karan Kaushal, Advocate, for the petitioners.

Mr. Sumit Jain, Addl. A.G., Haryana, with  
Ms. Diya Sodhi, Senior DAG, Haryana.

Mr. Shivam Grover, Advocate, and  
Ms. Bhumika Salhan, Advocate, for the complainant.

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**Rajesh Bhardwaj, J.**

1. In the instant petition filed under Section 528 of the BNSS, 2023, the petitioners have made various prayers viz. clubbing/consolidation of the FIRs registered against the petitioners, not to register any other or subsequent FIRs/Complaint(s) against them and also no to take any coercive action against them.

2. During the course of hearing, learned counsel appearing on behalf of the petitioners fairly submits that though the present petition has also been filed for issuance of directions to respondent nos.1 to 4 not to register any other or subsequent FIRs/Complaint(s) against the petitioners and also not to take any coercive action against them, however, he restricts his prayer only qua consolidation/clubbing of all the FIRs registered against the petitioners on similar allegations by different complainants.

2025:PHHC:119166



3. Learned counsel appearing on behalf of the petitioner submits that the petitioners are the companies, directors, agents and employees of the Bhutani Group, which are the developers of commercial and residential real estate projects situated in Noida and Delhi NCR, who had executed Memorandum of Understanding (for short “MoU”) with WTC Faridabad Infrastructure Development Private Limited (for short “WTC-F”), which is one of the group companies of WTC Noida Development Co. Pvt. Ltd. He submitted that though, at one point of time, the petitioners executed MoUs with the WTC-F but the said MoUs were never acted upon by the parties except the fact that Bhutani Group settled several customers of the WTC-F by way of either issuing refunds by allotting the inventory in its own projects. It is also submitted that the petitioners, by way of widespread press release and news articles, informed the public at large that they have decided to disengage entirely from the WTC group as it is not a financially viable proposition and there are certain discrepancies in the books and dealings of the WTC-F which were not disclosed but cannot be ignored. He further submitted that it is the WTC-F, with whom the complainants booked their respective plots and the petitioners have never executed any collaboration agreement/builder buyer’s agreement with the complainants in the projects of WTC-F. It is further submitted that on the basis of common allegations, the petitioners are being prosecuted by lodging various FIRs at various police stations only in order to harass and humiliate them. It is submitted that in FIR No.56 dated 26.02.2025, registered under Sections 120-B & 420 IPC, at Police Station Faridabad Central, the investigation is almost complete. He submitted that the petitioners are seriously prejudiced in defending themselves in all the FIRs which are registered at different police stations and, thus, all these FIRs

2025:PHHC:119166



deserve to be clubbed. In support of his arguments, he relied upon a recent judgment of the Supreme Court rendered in the case of **Alok Kumar vs. The State of Bihar & Ors.**, Special Leave to Appeal (Crl.) No.4073/2025, decided on 12.08.2025 and submitted that considering the aforesaid FIR No.56 dated 26.02.2025 as the principal/main FIR, rest of all other FIRs registered against the petitioners on the similar allegations by different complainants and also the FIRs that may be registered against the petitioners in future with respect to the same allegations at various police stations may be treated as statements under Section 161 of the Cr.P.C.

4. Learned State counsel has relied upon the judgment of the Supreme Court rendered in **State of Rajasthan vs. Surendra Singh Rathore**, Criminal Appeal No.847 of 2025, arising out of SLP (Criminal) No.16358 of 2024, decided on 19.02.2025 and submits that registration of second FIR is permissible when it pertains to a larger issue and discovery of new facts, distinct from the first FIR. However, he is also in agreement with the argument raised by the learned counsel for the petitioners in view of the law settled by the Hon'ble Supreme Court regarding clubbing of the FIRs. However, he has drawn attention of the Court to the status report filed by way of affidavit of Narender Kumar, HPS, Assistant Commissioner of Police, EOW Central, Faridabad and submitted that as many as 19 FIRs have been lodged against the petitioners, details of which are as under:-

1. FIR No.365 dated 15.11.2024, registered under Sections 420 & 120-B IPC, at Police Station Central, Faridabad.
2. FIR No.411 dated 13.12.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.

2025:PHHC:119166



3. FIR No.413 dated 13.12.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
4. FIR No.24 dated 18.01.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
5. FIR No.110 dated 21.04.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
6. FIR No.367 dated 15.11.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
7. FIR No.414 dated 13.12.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
8. FIR No.42 dated 06.02.2025, registered under Sections 406 & 420 IPC, at Police Station EOW, Central Faridabad.
9. FIR No.2 dated 02.01.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
10. FIR No.11 dated 08.01.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
11. FIR No.12 dated 08.01.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
12. FIR No.56 dated 26.02.2025, registered under Sections 120-B & 420 IPC, at Police Station Faridabad Central.

2025:PHHC:119166



13. FIR No.370 dated 15.11.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
14. FIR No.371 dated 15.11.2024, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
15. FIR No.49 dated 20.02.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
16. FIR No.113 dated 24.04.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
17. FIR No.23 dated 18.01.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
18. FIR No.87 dated 28.02.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.
19. FIR No.108 dated 21.04.2025, registered under Sections 120-B & 420 IPC, at Police Station EOW, Central Faridabad.

He further submits that as many as 20 others complaints are pending against the petitioners and the action upon the same will be taken as per the facts and circumstances of the each complaint.

5. After hearing learned counsel for the parties, it is discernible that the prayer made by learned counsel appearing on behalf of the petitioner regarding clubbing of the FIRs registered against the petitioners on the same allegations by different complainants is in consonance with the law settled by the Supreme Court in **Alok Kumar's case (supra)**, in which the Supreme Court has held as under:-

2025:PHHC:119166



“15. In such circumstances, referred to above, the first thing that we should do is to order clubbing of all the 81 FIRs/Criminal Cases registered against the petitioner.

16. We direct that the very first FIR registered against the petitioner dated 11.01.2018 with the Shastri Nagar Police Station, Patna, Bihar shall be treated as the main FIR. All other First Information Reports shall be treated as statements under Section 161 of the Criminal Procedure Code, 1973 (for short “the CrPC”). We are passing this order in tune with the decision of this Court in the case of “Satinder Singh Bhasin v. State of U.P. and Another” reported in 2023 (14) SCC 805.

17. We clarify that any FIR that may be registered against the petitioner or the company in future with respect to delivery of property to home buyers shall also be treated as a Statement under Section 161 of the CrPC.”

6. In view of the aforesaid discussion, the present petition is partially allowed and keeping in view the law settled by the Supreme Court in **Alok Kumar’s case (supra)**, it is ordered that FIR No.56 dated 26.02.2025, registered under Sections 120-B & 420 IPC, at Police Station Faridabad Central against the petitioners be treated as the principal/main FIR and all other 19 FIRs mentioned in para no.4 of this order, based on the similar allegations and lodged by the different complainants, be treated as statements under Section 161 of the Cr.P.C. It is also ordered that any FIR that may be registered against the petitioners in future involving similar allegations be also treated as a statement under Section 161 of the Cr.P.C.

7. All the pending applications stand disposed of.

August 22, 2025  
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(Rajesh Bhardwaj)  
Judge

Whether Speaking/Reasoned: NO/YES  
Whether Reportable: NO/YES