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IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-26710-2015
Date of decision : 02.11.2015

Bhinder Singh and others

... Petitioners

VERSUS

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. B.S. Mann, Advocate,
for the petitioners.

Mr. Jashanpreet Singh, AAG, Punjab.

Mr. Jasmail Singh Brar, Advocate
for respondent No.2.

M.M.S. BEDI, J.(Oral)

This is a petition for quashing of FIR No.07 dated 24.01.2015 under Section 379/409/411/120-B IPC registered at Police Station Kotbhai, Tehsil Gidderbaha, District Sri Muktsar Sahib at the instance of respondent No.2 alleging that the petitioners who are employees of Public Health Centre, Doda had committed theft of trees worth Rs.40,000/- by cutting them from the premises of Health Centre. Challan appears to have not been presented.

Counsel for the complainant, present in Court, informs that as a matter of fact, wood had been used in the community kitchen of the hospital itself.

This petition is disposed of with a direction that the supplementary statement of the complainant would be recorded by the investigating officer within a period of 15 days, in case voluntarily offered. On the basis of supplementary statement of the complainant it will be open to the investigating officer to present cancellation or untraced report. In case of said eventuality, the complainant will appear before the Illaqa Magistrate and submit no objection to the cancellation report. The Illaqa Magistrate then would proceed in accordance with law.

November 02, 2015

Ramandeep Singh

(M.M.S. BEDI)
JUDGE