

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

CRM-M-37642-2014 (O&M)

Date of decision: 18.05.2015

Ajay Jain

... Petitioner

Vs.

State of Haryana and anr.

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Harkesh Manuja, Advocate
for the petitioner.

Mr. Manoj Kumar Sangwan, DAG, Haryana.

Mr. Ajay Jain, Advocate
for respondent No.2.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner, by way of instant petition under Section 482 of Code of Criminal Procedure ('Cr.P.C.' for short), seeks quashing of impugned FIR No.221 dated 07.08.2014 under Sections 406, 420, 424 IPC, registered at Police Station Rai, District Sonapat.

Notice of motion was issued and pursuant thereto, reply by way of affidavit dated 06.02.2015 was filed on behalf of the State, whereas separate reply was filed on respondent No.2.

Learned counsel for the State, while referring to the averments taken in Para 1 of the preliminary submissions, submits that since the cancellation report under Section 173 (2) Cr.P.C. has already been prepared on 18.12.2014 which is likely to be presented to the learned Court of competent jurisdiction in the near future, present petition does not survive and the same may be disposed of, as having been rendered infructuous.

Faced with the above, learned counsel for the petitioner also fairly states that let the present petition be disposed of in terms of the statement made by learned counsel for the State but the official respondents may be directed to ensure presentation of the cancellation report before the learned Court of competent jurisdiction without any further delay.

Having heard the learned counsel for the parties and without expressing any opinion on the merits of the case, lest it should prejudice the rights of either of the parties, present petition is disposed of with a direction to the investigating agency to ensure presenting of the cancellation report dated 18.12.2014 to the learned Court of competent jurisdiction, if not already presented, at an early date and in any case, within a period of four weeks from today.

With the abovesaid observations made and directions issued, present petition stands disposed of.

[RAMESHWAR SINGH MALIK]
JUDGE

18.05.2015
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