IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-13875 of 2014
Date of Decision: 26.09.2016

Gurpreet Kaur @ Ruby **.....Petitioner**

Vs.

State of Punjab and another **.....Respondents**

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- None for the petitioner.

Mr.J.S.Riar, AAG, Punjab.

Mr.O.P.Kamboj, Advocate, for respondent No.2.

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RITU BAHRI, J. (ORAL)

This petition under Section 482 of the Code of Criminal Procedure is for quashing of FIR No.66 dated 21.03.2009 registered under Sections 419, 420, 498A, 120-B IPC at Police Station, Sadar, Jalandhar.

Learned counsel for the petitioner has not chosen to appear in this case on 30.11.2015, 03.03.2016 and today i.e. 26.09.2016.

The petitioner is sister-in-law of the complainant. The Complainant-Nirmaljit Kaur was married to Harpal Singh son of Salwinder Singh on 10.03.2000 at PAP Lines, Jalandhar. The FIR has been registered against Harpal Singh, Sucha Singh, Gurmit Kaur, Gurpreet Kaur and Dhian Singh and during investigation they were declared as proclaimed offender vide order dated 04.07.2009 passed by learned CJM, Jalandhar. As per status report filed by Assistant Commissioner of Police, Central, Jalandhar on behalf of respondent No.1 dated 29.01.2016, inquiry was conducted by Sh.Opinderjit Singh, Superintendent of Police, Headquarters, Hoshiarpur

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and all the accused were found innocent and he recommended to file cancellation report in the matter. Thereafter cancellation report was prepared on 11.03.2010 and was presented before the Court. However, respondent No.2-Nirmaljit Kaur was not satisfied with cancellation report as such, learned lower Court returned the same for reinvestigation of same on 16.02.2011. After conducting the reinvestigation in the matter, Harpreet Singh, then Additional Deputy Commissioner of Police, Crime, Jalandhar in the present case reported that all the accused were innocent and recommended to file cancellation report in the present case after getting approval from D.A (Legal). Accordingly, cancellation report was again prepared on 16.03.2014 which was sent for approval of the senior officers. The then Additional Deputy Commissioner of Police, Crime, Jalandhar raised some objections in the report and asked to complete the objections before filing cancellation report.

Learned counsel for the State has informed the Court on instructions from ASI Sarabjit Singh that third cancellation report has not been approved by the Commissioner of Police.

In view of the above, no further orders are required to be passed in the matter and the present petition is dismissed as such. However, it is directed to the respondent/police authorities to file cancellation report within a period of two weeks from the date of receiving the certified copy of this order before the concerned Illaqa Magistrate.

(RITU BAHRI)
JUDGE

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