

CRM-M-19904-2016

Date of decision: October 21, 2016

Inderpal Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Satinderpal Singh, Advocate for
Mr. S.S. Rangi, Advocate
for the petitioner.

Mr. B.S. Cheema, DAG, Punjab
for respondents No.1 to 3-State.

Mr. Sudesh Sahi, Advocate
for respondent No.4.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Section 482 of Code of Criminal Procedure, petitioner has sought direction to respondents No.1 to 3 to issue the Police Clearance Certificate to the petitioner in respect of FIR No.68 dated 06.07.2011, under Sections 447, 511, 148, 149 IPC, registered at Police Station Bassi Pathana, District Fatehgarh Sahib.

At the very outset of the arguments, it has emerged that after the conclusion of the investigation, cancellation report dated 30th May, 2012 was prepared and presented in the Court of learned Jurisdictional Magistrate, Fatehgarh Sahib but it was not accepted and Magistrate had directed the Investigating Agency to conduct further investigation in the matter vide order dated 18th March, 2013. Even during further investigation also, no incriminating evidence could be collected against the accused to even *prima facie* establish the guilt against him as well as the other

co-accused.

Accordingly, a fresh cancellation report was filed on 16th March, 2015, which is still pending disposal, before the learned Magistrate. A clearance certificate is to be issued by the official respondents just after any final order is passed on the cancellation report.

The instant petition is disposed of with direction to the concerned Court/Jurisdictional Magistrate to take up the matter seriously and dispose of the same within a period of four months from the date of receipt of certified copy of this order.

If the petitioner still feels aggrieved or has any grievances, he would be at liberty to approach this Court.

October 21, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No