

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-27395-2016 (O&M).
Decided on: November 9, 2016.

Darpan Jain

.. Petitioner(s)

VERSUS

State of Punjab and others

.. Respondent(s)

* * *

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

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PRESENT Mr.Kanwaljit Singh, Sr. Advocate, with
Mr.Amarjeet Singh, Advocate,
for the petitioner.

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

Since the Magistrate has opted to accept the cancellation report and have not prejudiced the rights of the complainant, in any manner, to file private complaint, I do not find any sufficient reason to exercise inherent jurisdiction under Section 482 Cr.P.C. However, counsel for the petitioner submits that the unwarranted observations made by the trial Court while accepting the cancellation report may prejudice the right of the petitioner to avail the other alternative remedies available to him which may include civil litigation; approaching the concerned revenue authorities; and filing of private complaint.

I have considered the said contention.

This petition is disposed of with an observation that contents of order dated 16.11.2015, passed by the SDJM, Baba Bakala Sahib, will not prejudice the other legal rights of the petitioner in any proceeding pending or in any criminal proceedings proposed to be filed by him which will be considered irrespective of the observations made in the impugned order.

(M.M.S. BEDI)
JUDGE

November 9, 2016.

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Whether speaking / reasoned
Whether reportable:

Yes / No
Yes / No