

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

**CRM-M No. 397 of 2016
Date of decision: 02.12.2016**

Babita

...Petitioner

Versus

State of Haryana & Others

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Parmod Parmar, Advocate
for the petitioner.

Mr. Sanjay K. Saini, Assistant Advocate General, Haryana
for respondent Nos. 1 to 3.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed for sending the case FIR No. 259 dated 18.05.2015, registered under Sections 365, 511, 506 and 34 of the Indian Penal Code read with Section 12 of the Protection of Children from Sexual Offences Act, 2012 at Police Station Sadar Dadri, District Bhiwani to Central Bureau of Investigation or some other independent investigating agency for a fair and proper investigation.

Notices were issued in the instant petition and a reply and status report have been filed in which it is stated that the allegations were levelled in a counter measure to the allegations of embezzlements levelled by the accused against the Sarpanch of the village. It is further submitted that the cancellation report dated 11.07.2015 was prepared. Today, counsel for the State, on instructions from ASI Balbir Singh, submits that the cancellation report has been submitted in Court today.

In view of the fact that the cancellation report has already been submitted, counsel for the petitioner seeks permission to withdraw the instant petition in order to avail of his proper remedy of filing protest petition.

Dismissed as withdrawn with the aforesaid liberty.

December 02, 2016

Ansari

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No