

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-12525-2016 (O&M)
Date of Decision: 17.07.2017

NARINDER SINGH *... Petitioner*
V/S.
STATE OF PUNJAB *...Respondent*

CORAM: **HON'BLE MR. JUSTICE KULDIP SINGH.**

Present: Mr. Gaurav Soni, Advocate,
for Mr. Jatin Salwan, Advocate,
for the petitioner.

Mr. C.L. Pawar, Sr. DAG, Punjab.

KULDIP SINGH, J (ORAL)

In the present case the prayer is for transferring of the investigation in FIR No. 391 dated 04.12.2015 under Sections 420 and 120-B registered at Police Station Focal Point, Ludhiana to CBI over to some other district as the petitioner has apprehension of miscarriage of justice.

The reply of the State shows that the matter has been investigated whereby the allegations were found to be false and cancellation report has since been presented before the trial Court. The dispute was regarding some cheques between the parties out of which some have been honoured and some have been dishonoured.

In the circumstances when the investigation is complete and cancellation report has been presented, the proper remedy is to file a protest petition before the competent Court and raise all the available objections which are to be considered and decided by that competent Court before accepting or refusing of the cancellation report.

As such the present petition is disposed of with liberty to the petitioner to file a protest petition before the competent Court and raise all the pleas available to him.

July 17, 2017

Suresh Kumar

(KULDIP SINGH)
JUDGE

Whether speaking / reasoned :

✓
Yes / No
✓

Whether Reportable :

Yes / No