

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

**CRM-M-15811-2016 (O&M)
Decided on: 16.08.2018**

Malta

.... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE H.S. MADAAN

Present: Mr. Tarun Yadav, Advocate, for
Mr. P.C. Yadav, Advocate,
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Anil Rathee, Advocate,
for respondent No.7.

H.S. MADAAN, J (ORAL)

Learned State counsel, on instructions from HC Anil Kumar, Police Station Mahendargarh, submits that cancellation report filed with respect to FIR in question has since been accepted by Illaqa Magistrate. A perusal of interim order dated 03.04.2017 goes to show that it is mentioned therein that cancellation report was submitted before Area Magistrate where victim appeared and stated that she was satisfied with the report and did not want any action to be taken as she was residing with her husband in the matrimonial home. As the cancellation report has been accepted, this petition for issuance of direction to official respondents to investigate the FIR No.304 dated 15.07.2015 has become infructuous and is disposed of accordingly.

As regards, prayer with regard to registration of FIR against the private respondents on the allegations of committing robbery in this house, in view of ratio of authority *Sakiri Vasu vs. State of U.P. and others 2008(1) R.C.R. (Criminal) 392* by the Apex Court, the petitioner is relegated to the remedy of approaching Illaqa Magistrate concerned in that regard.

16.08.2018
Dinesh

(H.S. MADAAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No