

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-28852-2018

Date of decision: 26.10.2018

Paramjit Kaur and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. Sanjeev Kumar Arora, Advocate for the petitioners.

Mr. Harpreet Multani, AAG, Punjab.

Mr. PS Brar, Advocate for respondent No. 2.

RAMENDRA JAIN, J. (ORAL)

Service complete.

Power of attorney filed on behalf of respondent No. 2 is taken on record. Office to tag the same at the appropriate place.

What could be gathered from the comments of Sub Divisional Judicial Magistrate, Jaitu, received vide letter No. 432 dated 06.09.2018 duly forwarded by the District and Sessions Judge, Faridkot, vide letter No. 2754/EB dated 07.09.2018 is that cancellation report was filed in FIR No. 146 dated 26.12.2009 (Annexure P-1) under Section 452, 323, 427, 148 and 149 IPC, Police Station Jaitu, District Faridkot, on 18.12.2010, through Constable Gubhej Singh to the Ahlmad of the Court of Sh. Sandeep Josan, the then Judicial Magistrate Ist Class, Faridkot.

However, what happened to the said cancellation report is unknown till date.

Considering this aspect of the matter, FIR No. 146 dated 26.12.2009 (Annexure P-1) under Sections 452, 323, 427, 148 and 149 IPC, Police Station Jaitu, District Faridkot and all subsequent proceedings arising therefrom, qua the petitioners are quashed, in view of the fact that a private complaint filed by respondent No. 2 against the petitioners is still pending adjudication before the trial Court.

The instant petition stands disposed of.

October 26, 2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No