

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

CRM-M-29362 of 2018

Date of Decision: 21.11.2018

Harbhajan Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. B.S. Baath, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The instant petition has been filed under Section 482 Cr.P.C. for the issuance of directions to respondents No. 1 to 3 to submit a report under Section 173(2) Cr.P.C. within some time bound period before the competent Court of law and to take action against the official who misled this Court while passing the order dated 08.12.2017 (P-2).

In pursuance of the order dated 31.10.2018, learned State counsel has filed the status report by way of affidavit of Baljeet Singh, ASI, Police Station Mehta, District Amritsar (Rural) in the Court today. The same is taken on record. Copy supplied to the opposite side.

Perusal of the same reveals that although the cancellation report in the matter was prepared on 23.11.2016, but on account of the communication gap it was so stated on the earlier occasion that the

same has been submitted before the Court of competent jurisdiction and on that basis the order dated 08.12.2017 was passed by this Court.

The deponent has tendered the unconditional apology for the said lapse and it seems to be justified and accepted by this Court as bonafide. Now, concededly the cancellation report has been submitted before the Court of competent jurisdiction.

In view of the above, the present petition is disposed off with liberty to the petitioner to take recourse to the remedies available to him under law against the above mentioned cancellation report.

[MAHABIR SINGH SINDHU]
JUDGE

November 21, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no