

Sr. No.115

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

**CRM-M-32524-2018
Date of decision:01.08.2018**

Satnam Kaur

.....Petitioner

versus

State of Punjab and others

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Dhruv Gupta, Advocate
for the petitioner.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking a direction for initiating an immediate and fresh enquiry in FIR No.524 dated 30.11.2006 for the offences punishable under Section 409 IPC registered at Police Station Kotwali, District Patiala.

A perusal of the file as well as the argument of learned counsel for the petitioner shows that matter was investigated by the Police. Cancellation Report was submitted by the Investigating Officer in the Court. That Investigation Report was also accepted by the Magistrate, long ago, though no specific date is discernible from the record of the case. But it is an admitted fact that Cancellation Report was submitted and accepted by the Court.

Once the Cancellation Report was filed before the Magistrate; the complainant had a right to raise objection against that Cancellation Report. No such objection was raised by the petitioner. Even after acceptance of the said report, the petitioner had a right to question the Order

passed by the Magistrate whereby Report was accepted. However, even that Order was not challenged. Still further, the complainant has every right to proceed further in complaint when the Cancellation Report is filed by the Police and accepted by the Magistrate. However, not even complaint is filed by the present petitioner. On the contrary, an effort is being made to get revived an FIR No. 524 dated 30.11.2006.

In view of the above, this Court does not find any ground, rationale or any legal basis in interfering this matter.

Dismissed.

1st August, 2018

Shivani Kaushik

**[RAJBIR SEHRAWAT]
JUDGE**

Whether speaking/reasoned *Yes*

Whether Reportable *No*