

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

CRM-M-5733 of 2017
Date of Decision: 23.01.2018

Jaswant Kaur NijhawanPetitioner
Versus

State of U.T. and othersRespondents

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gurinderjit Singh, Advocate for the petitioner.

Mr. Sukant Gupta, Addl. P.P., U.T. Chandigarh.

Mr. J.S. Mehndiratta, Advocate for respondent No. 4.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 482 of the Code of Criminal Procedure 1973 (for short 'Cr.P.C') for issuance of a direction to respondents No. 1 to 3 to investigate the matter properly and to file a report under Section 173 Cr.P.C. against respondent No.4 in FIR No. 37 dated 04.04.2016 under Sections 380, 448 of the Indian Penal Code registered at Police Station Sector 19-C, Chandigarh.

In pursuance of the notice of motion issued by this Court a short reply by Inspector Ashwani Kumar, Station House Officer (SHO), Police Station Sector-19 Chandigarh has been filed and paragraph 5 of the same reads as under:

'That, notwithstanding the foregoing objection regarding maintainability of the present petition at the instance of a third party, it is however, submitted that the Final Report/challan under

Section 173 Code of Criminal Procedure 1973 was prepared on 19.03.2017, and submitted before the competent Court on 23.03.2017. The next date fixed before the Ld. Trial Court is 22.02.2018.'

Perusal of paragraph 5 reproduced hereinabove makes it apparently clear that in the present case report under Section 173 Cr.P.C. was prepared on 19.03.2017 and submitted before the Court of Competent jurisdiction on 23.03.2017 and now the case is fixed before learned trial Court on 22.02.2018.

In view of the above, no further directions are required to be issued in this matter. In case the petitioner still has any grievance(s), she can raise all her pleas before learned trial Court at appropriate stage(s).

Disposed of accordingly.

[MAHABIR SINGH SINDHU]
JUDGE

January 23, 2018
rashmi

Whether speaking/reasoned
Whether reportable?

yes/no
yes/no