

S.No.241

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

CRM-M-13372 of 2017 (O&M)

Date of Decision:13.03.2019

Randeep Singh @ Rana & anr.

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. J.S. Dadwal, Advocate
for the petitioners.

Mr. K.S. Aulakh, DAG, Punjab.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioners seeking direction to respondents No.2 to 5 to take action as per the inquiry report dated 14.01.2017 in case FIR No.121 dated 15.08.2016 registered under Sections 307, 323, 148, 149 IPC (Section 326 IPC added later on) at Police Station Ajnala, District Amritsar Rural.

Despite the petition being pending for a long time, reply to the present petition was not filed by the State. It was also informed to the Court that cancellation report qua the FIR in question was also prepared way back on 14.01.2017. However, neither the reply was filed in the present petition nor the cancellation report was being presented before the competent Magistrate. The matter was lingering on due to unnecessary inaction on the part of the Police.

In view of the above facts, vide previous order dated 20.12.2018, this Court was constrained to order the Superintendent of Police, Amritsar (Rural) to remain personally present, along with explanation as to why, the reply has not been filed in the present petition

and also as to why, despite passing of about two years; from the date of preparation of the cancellation report, the same was not being filed before the competent Magistrate.

Pursuant to the previous order, Shri Parampal Singh, Senior Superintendent of Police, District Amritsar (Rural) is present in Court. Reply has been filed on his behalf. In the reply, it has been stated that action has been taken against the police officials erring in the matter. Regular inquiries have been initiated against seven persons mentioned in this reply and those police officials have also been placed under suspension.

Qua the FIR in question, it has been stated in this reply that subsequent to the preparation of the cancellation report, the parties had settled the matter amicably. Therefore, the accused had filed CRM-M-37143 of 2018, for quashing of the FIR on the basis of compromise. After getting the report from the Illaqa Magistrate qua the genuineness of the compromise, this Court has already quashed the said FIR vide order dated 22.02.2019. Hence, the FIR and the consequent proceedings, if any, have ceased to exist.

In view of the above, this Court is of the considered opinion that no further orders are required to be passed in this case.

The present petition is disposed of as having rendered infructuous.

March 13, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No