

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

247

CRM-M-16482-2018

Date of Decision: January 29, 2019

Abdul Khalik

.....Petitioner(s)

versus

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE RAJBIR SEHRAWAT

Present: None for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

RAJBIR SEHRAWAT, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for issuance of directions to respondents No.1 to 3 to take appropriate action in FIR No.53 dated 23.03.2018, registered under Sections 323, 325, 341, 427, 506, 34 IPC at Police Station Chhachhrauli, District Yamuna Nagar towards lawful investigation and arrest of all the accused persons and to bring them under the domain of law; to collect of all evidence, disclosed by complainant, related and required directions in investigation of the said FIR and transfer of the case to some higher officer not below the rank of Deputy Superintendent of Police and the conduct of respondent No.3 be deprecated in terms of his pathetic attitude in not inquiring from respondent No.4.

Learned State counsel has filed reply by way of an affidavit of Mr.Rajinder Kumar HPS, Deputy Superintendent of Police, Jagadhari (Yamuna Nagar) on behalf of respondents No.1 to 3, which is taken on record.

In the reply, it has been stated that during the investigation, no evidence or clue came to light against the accused persons till the timing of filing of the reply. It was further stated in the affidavit that further investigation in the case is still going on.

Today, learned State counsel, on instructions from Sub Inspector Mansa Ram, submits that during investigation of the case, they did not find any evidence against the persons named as accused by the petitioner. Hence, the cancellation report has been prepared by the Police which yet is to be presented in Court. The same shall be presented before the Court of competent jurisdiction very soon.

In view of the above, no further orders are required to be passed in this case.

Needless to say that when the Police files cancellation report before the Magistrate, then the petitioner shall be entitled to avail his remedy, in accordance with law.

Disposed of.

January 29, 2019
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[RAJBIR SEHRAWAT]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No