

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

**CRM-M No. 20658 of 2017
Date of Decision:-21.01.2019**

Anil Kumar and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Deepak Sabherwal, Advocate
for the petitioners.

Mr. N.K. Banka, DAG, Punjab.

Mr. Rakesh Kumar, Advocate
for respondent No.3.

MANOJ BAJAJ J.(Oral)

Prayer in this petition filed under Section 482 of the Code of Criminal Procedure is for quashing of FIR No.30 dated 21.1.2014 (Annexure P-1), under Sections 420, 465, 467, 468, 471 and 120-B IPC, registered at Police Station City, Kapurthala as well as order dated 13.6.2016 (Annexure P-6) passed by the Chief Judicial Magistrate, Kapurthala whereby re-investigation has been ordered on presentation of cancellation report (Annexure P-2).

Learned State counsel on instructions from HC Major Singh apprised the Court that pursuant to the order dated 13.6.2016, passed by the

Chief Judicial Magistrate, Kapurthala, the cancellation report stands filed before the Competent Court on 30.4.2018. The matter is now coming up for hearing on 24.1.2019 before the trial Court. This Court vide order dated 24.5.2018 has observed that since there is no stay of the proceedings, it shall be open for the learned trial Court to proceed with the case and take a decision on the subject 'Cancellation Report'.

At this stage, Mr. Deepak Sabharwal, learned counsel for the petitioners wishes to withdraw the present petition.

Dismissed as withdrawn.

However, the trial Court shall take a decision on the cancellation report expeditiously in accordance with law.

January 21, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No