

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-35733 of 2016

Date of Decision: November 28, 2019

Vijay Rani and anotherPetitioners
Vs.
State of Punjab and ors.Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU.

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Present:- Mr.Chanakya Batta, Advocate for
Mr. G.S. Bhatia, Advocate for the petitioner.
Mr.H.S. Multani, AAG, Punjab.
Mr.J.S. Brar, Advocate for respondents No.5 and 6.

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MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 Cr.P.C. for directing respondents No.1 to 3 to protect the life and liberty of the petitioner at the hands of respondents No.5 and 6, who are making attempts to kill them and are threatening them to withdraw FIR No. 105 dated 25.06.2016, under Sections 451, 380, 120-B, 506 IPC, registered at Police Station Division No.5, Police Commissionerate, Ludhiana.

This Court on 19.11.2019, passed the following order:-

“Learned State Counsel, on instructions from HC Kuldeep Singh, has apprised the Court that after investigation in FIR No. 105 dated 25.06.2016, Cancellation Report was prepared and approved by the senior police officer on 06.02.2017, but the same is not being filed before the Court concerned on account to the fact that complainant/ petitioner No.1 is not coming forward.

It is not conceivable that how the complainant can appear before the Illaqa Magistrate until and

unless the Cancellation Report is submitted before the Court concerned.

SHO, Police Station Division No.5, Police Commissionerate Ludhiana, District Ludhiana will ensure that Cancellation Report is forwarded and submitted to the quarter concerned within a period of one week from today, failing which, the exemplary costs would be imposed.

Adjourned to 28.11.2019.

To be shown in the urgent list.”

Today, learned State counsel on the instructions from police official has apprised the Court that cancellation report finalized on 08.03.2017 has already been presented before the learned Illaqa Magistrate on 23.11.2019 and notice of the same has been issued to the complainant for 05.12.2019.

In view of the above, no further directions are required to be issued in the case and the same is disposed off.

However, petitioner would be at liberty to raise all the pleas before the learned Illaqa Magistrate at the time of consideration of cancellation report.

November 28, 2019
sanjay

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/ reasoned:	Yes/ No.
Whether Reportable:	Yes/No.