

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

CRM-M-36322 of 2018

Sona Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CRM-M-6313 of 2019

Gurlal Singh

.....Petitioner

Versus

State of Punjab and others

....Respondents

Date of Decision: 11.03.2019

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

Present: Mr. Parveen Chauhan, Advocate  
for the petitioner(CRM-M-36322 of 2018).

Mr. Sukhbir Maandi, Advocate  
for the petitioner (CRM-M-6313 of 2019).

Mr. C.L. Pawar, Sr. DAG, Punjab.

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**MAHABIR SINGH SINDHU, J.(Oral)**

This order shall dispose of two petitions bearing CRM-M-36322 of 2018 and CRM-M-6313 of 2019 as the same arose from identical FIR.

Present petition has been filed under Section 482 Cr.P.C. for issuance of directions to respondents No. 3 and 4 for fair

investigation in case FIR No. 0055 dated 07.08.2018, under Sections 307, 148 and 149 Indian Penal Code and Sections 25, 27 of the Arms Act, 1959 registered at Police Station Sarai Amanat Khan, District Tarn Taran.

In pursuance of the previous order, status report by way of affidavit of Kamaljit Singh, PPS, Deputy Superintendent of Police, Sub Division Tarn Taran, District Tarn Taran, on behalf of respondents No. 1 to 4 has been filed in the Court today. The same is taken on record. Paragraph 4 of the status report reads as under:

*'That the enquiry officer after conducting the enquiry came to the conclusion that there is no truth in the allegations levelled by the complainant namely Angrej Singh son of Karnail Singh, resident of village Kakkar, District Amritsar and further found that alleged incident as alleged by the complainant was created one and same was falsely created by the complainant in order to rope the respondent No.5 in the present case and has recommended to prepare cancellation report in this case and has submitted his detailed report dated 18.02.2019 to the respondent No.3 and findings of the enquiry officer have been approved by the respondent No. 3 on 06.03.2019 and in pursuance of the enquiry report, the SHO, Police Station Sarai Amanat Khan has prepared cancellation report under Section 173 Cr.P.C. on 07.03.2019 and same will be presented before the court of Area Magistrate, at the earliest.'*

Since the matter has been investigated by the Police and now the cancellation report has been prepared and the same is to be presented before the Court of competent jurisdiction, no further directions are required to be issued in the matter and the present petition is disposed off as such.

However, it is clarified that the observation made in

paragraph 4 of the status report may not be construed as an expression of opinion on the merits of the case by the Court while taking into consideration the cancellation report.

It is also made clear that the petitioner will be at liberty to file a protest petition, if so advised and the same shall be considered in accordance with law.

[MAHABIR SINGH SINDHU]  
JUDGE

March 11, 2019  
*rashmi*

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|---------------------------|--------|
| Whether speaking/reasoned | yes/no |
| Whether reportable?       | yes/no |