

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-26263-2019

Date of decision : 1.7.2019

Balwinder Kaur

... Petitioner

VERSUS

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present: Mr. Neeraj Madaan, Advocate,  
for the petitioner.

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**RAJ SHEKHAR ATTRI, J.(Oral)**

This is a petition under Section 482 Cr.P.C. for issuance of directions to the official respondents to conduct the fair and impartial investigation in FIR No.0119 dated 29.11.2016 registered under Section 376 of Indian Penal Code at Police Station City Fazilka, District Fazilka.

It has been submitted that now cancellation report has been rejected by learned Area Magistrate vide order Annexure P-2 and the matter was returned for further investigation.

Earlier the present petitioner has filed CRM-M-28744-2017 which was disposed of by this Court vide order dated 14.5.2018 by passing the following order : -

“ This petition has been filed for direction to the official respondents to conduct a fair and impartial investigation in FIR No.119 dated 29.11.2016 under Section 376 IPC registered at Police Station Fazilka, District Fazilka.

Notice was issued in the said petition and counsel appearing on behalf of the respondent-State on instructions from ASI- Bhajan Singh submits that the matter has been investigated and a cancellation report has been prepared. The

said cancellation report has been approved by the SSP, Fazilka and the same will be presented within a period of two weeks.

The learned counsel for the petitioner submits that in such a situation he may be permitted to withdraw the present case and in case the said cancellation report is not filed liberty may be granted to approach the Court again, if need be.

Dismissed as withdrawn with liberty aforesaid.”

Accordingly, the present petition is disposed of with a direction to State to conduct the investigation at the earliest and submit status report before the Area Magistrate.

**July 1, 2019**  
Paritosh Kumar

( **RAJ SHEKHAR ATTRI**)  
**JUDGE**

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |