

CRM-M-44183-2019

126

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

**CRM-M-44183-2019
Date of decision-18.10.2019**

Jaswinder Singh @ Pappu

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. B.S.Bhalla, Advocate for the petitioner.

MANOJ BAJAJ, J. (Oral)

Petitioner-Jaswinder Singh @ Pappu has filed this petition under Section 482 Cr.P.C for quashing of FIR No.27 dated 06.03.2015 registered under Sections 406, 420 and 120-B of Indian Penal Code, 1860 at Police Station Nihal Singh Wala, District Moga.

Learned counsel for the petitioner contends that previously petition bearing No.CRM-M-13086-2018, filed by him was disposed off on 20.08.2019. The said order dated 20.08.2019 reads as under:-

“Petitioner has filed this petition under Section 482 of Cr.P.C., for quashing of FIR No.27, dated 06.03.2015 under Sections 406, 420, 120-B IPC registered at Police Station, Nihal Singh Wala, District Moga.

Learned State counsel on instructions from ASI Amarjit Singh has apprised the Court that the cancellation report stands prepared and is likely to be submitted within four weeks.

In view of above, the petition is rendered infructuous and

CRM-M-44183-2019

disposed of as such.”

Learned counsel has invited the attention of the Court to the DDR recorded by HC Balraj Singh (Annexure P-4) to contend that the cancellation report was presented before the Court of competent jurisdiction on 11.09.2019, however, the same was not entertained on the ground that it be presented in the presence of the complainant.

Notice of motion.

At the asking of the Court, Mr. Kirat Singh Sidhu, DAG, Punjab accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned State counsel, in the Court.

Considering the facts and circumstances of this case, the petition is disposed off with a direction to the Investigating Officer to present the cancellation report on or before 31.10.2019 before the Court of competent jurisdiction, and after presentation of same, the Court shall proceed with the same in accordance with law.

Disposed off.

(MANOJ BAJAJ)
JUDGE

18.10.2019
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No