

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

CRM-M No.36972 of 2017

Date of Decision: 07.02.2019

Ashish Sehgal

....Petitioner

Versus

State of Punjab and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. A.D.S. Sukhija, Advocate
for the petitioner.

Mr. Amit Mehta, Sr. D.A.G., Punjab.

Mr. Manoj Kumar, Advocate
for respondent No.2.

DAYA CHAUDHARY, J. (ORAL)

In pursuance of order dated 06.12.2018, the status report has been filed which is on record.

On 06.12.2018, learned State counsel submitted that he wants to withdraw the earlier status report dated 06.10.2018 with liberty to file afresh with better particulars as it was not vetted properly. Learned counsel for the petitioner raised an objection that the purpose is to change the contents of the status report.

On perusal of both the status reports, it appears that the objection raised by learned counsel for the petitioner was convincing.

Accordingly, the respondent cannot change the contents of the status report. The status report dated 01.02.2019 is totally contrary to the

earlier report and the same cannot be accepted. Status report dated 06.10.2018 would be considered for the purpose of bail only. Otherwise, the allegations in the FIR are matter of evidence which shall be tested by the trial Court.

Since the petitioner has joined the investigation and the same has been affirmed by learned State counsel, the interim order dated 03.10.2017 passed in favour of the petitioner is made absolute.

The petition is disposed of accordingly.

(DAYA CHAUDHARY)
JUDGE

07.02.2019
gurpreet

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No