

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

116

CRM-M-6054-2021

Date of Decision: 10.02.2021

Akanksha

...Petitioner

Versus

State of Haryana & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present: Mr. Aashish Aggarwal, Senior Advocate, with  
Mr. Vipul Aggarwal, Advocate, for the petitioner.

Ms. Sheenu Sura, DAG, Haryana.

*(proceedings conducted through video conferencing)*

**GURVINDER SINGH GILL, J. (Oral)**

The petitioner has approached this Court seeking issuance of a direction for conducting further investigation in the matter pertaining to FIR No.498 dated 14.12.2020 registered at Police Station Karnal Civil Lines, District Karnal, under Section 10 of the POCSO Act.

Learned State counsel upon whom an advance copy of the petitioner had already been served has, however, informed that the cancellation report has already been prepared, but the same has not been presented in the Court so far.

Having heard learned counsel for the petitioner and keeping in view the fact that the final report under Section 173 Cr.P.C. has not been presented so far, the petition is disposed of with a direction to respondent No.2 – Superintendent of Police, Karnal to look into the matter and to go through the entire evidence as collected during investigation before any report under Section 173 Cr.P.C. is presented in the Court.

Needless to mention, all such evidence including medical evidence as well as the statement of the prosecutrix recorded in terms of Section 164 Cr.P.C. shall be examined by Superintendent of Police before giving a final nod for presentation of report under Section 173 Cr.P.C. and if the Superintendent of Police feels appropriate, he may associate the prosecutrix.

Learned State counsel to inform the SHO concerned immediately regarding the order passed by this Court.

**10.02.2021****(GURVINDER SINGH GILL)**  
**JUDGE**

Vimal

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|----------------------------|---------------|
| Whether speaking/reasoned: | <b>Yes/No</b> |
| Whether reportable:        | <b>Yes/No</b> |