

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

CRM-M-7795-2021
Date of Decision : 22.02.2021

Sukhwant Kaur Dhaliwal

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present : Mr. G.L. Bajaj, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition under Section 482 Cr.P.C. for issuing direction to official respondent Nos. 1 to 5 to proceed with the representation dated 09.11.2020 submitted by the petitioner, which is filed on the premise that the police officials are not following the circular dated 24.05.2009 issued by the Police Department, Punjab.

A perusal of the petition shows that FIR No. 139 dated 09.08.2016 under Section 420 IPC (Annexure P-2) was registered against Romesh Singh at Police Station, City-I Moga, Punjab.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is also present in the Court, accepts notice on behalf of the respondent-State.

Learned State counsel, on instructions from Investigating Officer, submits that in aforesaid FIR, a cancellation report was submitted before the Illaqua Magistrate on 23.04.2017, however, the Illaqua Magistrate directed the reinvestigation of the case.

Learned State counsel further submits that again a cancellation report has been prepared and it is approved by the competent authority on 27.11.2020 and it will be presented before the Illaqua Magistrate within a period of 04 weeks from today.

Learned State counsel further submits that again a complaint under Section 156(3) Cr.P.C. has been filed by the petitioner against said Romesh Singh in the Court of Chief Judicial Magistrate, Moga, District Moga, Punjab.

After hearing learned counsel for the parties, this petition is disposed of with a direction to the Investigating Officer to submit the report under Section 173 Cr.P.C. within a period of 04 weeks from today and the same will be tagged with the aforesaid complaint filed under Section 156(3) Cr.P.C. to be treated as a protest petition and will be decided in accordance with law.

Accordingly, this petition is disposed of.

22.02.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No