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

CRM-M No. 23039 of 2021
Date of Decision: 05.07.2021

Shinda Singh and others

-Petitioners

Versus

State of Punjab and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. S.L. Chander Shekhar, Advocate,
for the petitioners.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Petitioners seek issuance of necessary directions to respondents No.1 to 3 to take appropriate action and submit final report under Section 173 Cr.P.C. in case bearing FIR No.316 dated 19.10.2020 under Sections 379, 447, 149, 120-B IPC registered at Police Station Lopoke, District Amritsar (Rural).

Notice of motion.

On the asking of the Court, Mr. Amar Ashok Pathak, Addl. A.G., Punjab accepts notice on behalf of respondents No.1 to 3 and submits that after due investigation in the

aforesaid FIR, the police has prepared a cancellation report on 18.04.2021 and the same shall be filed before the Illaqa Magistrate within a short time.

In case, cancellation report is submitted to the court of Illaqa Magistrate, a notice is required to be served upon the complainant. In the event of issuing notice to the complainant, the complainant would be well within his right to file protest petition in accordance with law and contest the cancellation report of the prosecution.

So far as second prayer of the petitioners is concerned, they have already filed a representation before respondent No.2 in respect of their threat perception at the hands of private respondents.

Learned State counsel submits that representation filed by the petitioners shall be dealt with by respondent No.2 in accordance with law and appropriate action would be taken if the same is warranted from the facts and circumstances of the case.

In view of nature of order which this Court proposes to pass, there is no necessity of calling upon any response from the respondents, as no order prejudicial to the interest of any party is being passed.

This petition is disposed of with a direction to respondent No.2 to have a fair look on the representation of the petitioners dated 25.05.2021 without being influenced by any statement of fact, preferably within a period of one month from the date of receipt of certified copy of this order.

05.07.2021

Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No