

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

Sr. No.107

**CRM-M-240-2021
Date of Decision: 06.01.2021**

SUBHASH CHANDRA BASU

...Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr. Arjun Kundra, Advocate,
for the petitioner.

ARCHANA PURI, J.

The matter has been taken up through video conferencing in the light of COVID-19 pandemic.

The present petition has been filed by the petitioner for issuance of direction to official respondent No.3 to present the challan/final report in FIR No.37 dated 01.03.2019 under Sections 420 and 406 IPC, registered at Police Station Kharar (Annexure P-5).

It is the grievance of the petitioner that despite the aforesaid FIR having been got registered at his instance on 01.03.2019, the challan/final report has not been filed despite lapse of 1 year and 10 months. To so substantiate his grievance, he has placed on record the copies of orders passed by the concerned Magistrate, thereby observing about the report under Section 173 having not been filed by the police authorities.

Notice of motion.

Mr. M.S. Nagra, Assistant Advocate General, Punjab, accepts notice on behalf of the official respondents and gives assurance about

presentation of challan/final report in the FIR No.37 dated 01.03.2019 under Sections 420 and 406 IPC, registered at Police Station Kharar, within a period of one month from today onwards.

In view of the submission so made and assurance so given by learned State Counsel, the present petition is hereby disposed of with the direction to official respondents No.2 and 3 to present the challan/final report in the ibid FIR, within a period of one month from today onwards.

Accordingly, the petition stands disposed of.

However, these observations are circumscribed only for the purposes of disposal of the present petition, without prejudice to the rights of the parties, to be adjudicated in any civil or criminal proceedings

(ARCHANA PURI)
JUDGE

06.01.2021

Himanshu

Whether speaking/reasoned

Yes

Whether reportable

No