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

CRM-M-50635-2021

Date of decision-03.12.2021

Mohit Kumar

....Petitioner

Vs.

Union Territory Chandigarh and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gaurav Rana, Advocate for the petitioner.

MANOJ BAJAJ, J.

The petition has been filed under Section 482 of Criminal Procedure Code for quashing of the order dated 10.11.2021 (Annexure P-5) passed by learned Additional Chief Judicial Magistrate, Chandigarh in criminal complaint No.7372 dated 06.07.2021, whereby application filed by petitioner under Section 91 Cr.P.C stands dismissed.

Learned counsel for the petitioner argued that the impugned order dated 10.11.2021 passed by Additional Chief Judicial Magistrate, Chandigarh is not speaking and even the relevant and necessary facts have not been noticed.

Notice of motion.

At this stage, Mr. Amit Kumar Goyal, APP.

U.T.Chandigarh accepts notice on behalf of the respondent- U.T.Chandigarh and does not dispute this fact that though status report stood filed before the Magistrate, but the contents of the same have not been adequately noticed.

Considering the above, the impugned order dated 10.11.2021 (Annexure P-5) is set aside and the case is remanded back before the Magistrate to decide afresh after taking into consideration the entire material by passing a speaking order.

Disposed off.

(MANOJ BAJAJ)
JUDGE

03.12.2021

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No