

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

CRM-M-10231-2020

Date of decision: 21.12.2022

Sahdev Singh and others

.....Petitioners

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. J.S. Thind, Advocate
for the petitioners.

Ms. Gaganpreet Kaur, AAG, Haryana.

NAMIT KUMAR, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.27 dated 23.01.2020 under Section 29 of the Haryana Canal and Drainage Act (as amended 1977), 1974 and Sections 186/332/353 of IPC registered at Police Station Dabwali Sadar, District Sirsa (Annexure P-1).

The learned State counsel has filed the status report dated 20.12.2022 by way of an affidavit of Sh. Kuldeep Singh Beniwal, Deputy Superintendent of Police, Dabwali, on behalf of the respondent-State, wherein, in para 3 of the same, it has been mentioned that cancellation report dated 11.12.2020 was filed before the learned trial Court on 14.12.2022 and in pursuance to the notice, the complainant has appeared before the Court on 14.12.2022 itself and made his statement that he is not satisfied with the police proceedings and reserve his rights for further proceedings. The learned Judicial Magistrate after considering the facts of the cancellation report, passed the following order on 14.12.2022:-

“Cancellation report presented today. Complainant appeared in the Court and has made a statement that he is not satisfied with the police proceedings and reserve his right for further proceedings. Heard.

I have gone through the report submitted by police and perused the case file. In view of the grounds mentioned in the cancellation report and other circumstances explained, present cancellation report is hereby accepted. Further, liberty is granted to the complainant to file protest petition as prayed by him. Now, the case is adjourned to 22.03.2023 for filing protest petition by the complainant. It is made clear that only one opportunity shall be provided for said purpose.”

In view of the above, since the complainant-petitioner has already been given liberty to file protest petition, the instant petition has been rendered infructuous and the same is disposed off accordingly.

21.12.2022
Neha

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No