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

CRM-M-13845-2022

Date of decision : 21.04.2022

Gurpreet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms. S.P.K. Phoolka, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.44 dated 10.05.2019 registered under Sections 420, 465, 467, 468, 470, 471 of the Indian Penal Code, 1860 at Police Station Cantt Ferozepur, District Ferozepur and all the subsequent proceedings arising therefrom.

On 07.04.2022, the following order was passed by this Court:-

“Learned State Counsel is directed to enquire about the latest stage of the proceedings in the FIR in question.

Adjourned to 21.04.2022.”

Today, learned State Counsel has submitted that in pursuance of the abovesaid order, he had enquired from ASI Karamjit Singh as to who is the Investigating Officer and was informed that the Investigating Officer

is ASI Balbir Singh and on further enquiry, it was found that the said ASI Balbir Singh has not investigated the present case in accordance with law in spite of the fact that the FIR is of the year 2019. The said conduct of ASI Balbir Singh is very unfortunate and deserves to be deprecated. From the above, it comes out that no report under Section 173 of Cr.P.C. has been filed.

Learned counsel for the petitioner seeks permission of this Court to withdraw the present petition with liberty to file a fresh petition in case the report under Section 173 of Cr.P.C. is presented against the petitioner.

In view of the above, the present petition is dismissed as withdrawn with liberty aforesaid.

21.04.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No