

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

239

**CRM-M-28195 of 2016
Date of Decision: 13.09.2022**

Arun Mandal and another

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Vipin Kumar, Advocate, for
Mr. Ravi Malhotra, Advocate
for the petitioners.

Mr. Adhiraj Singh, AAG, Punjab.

Mr. G.S. Saini, Advocate
for respondents No.4 to 8.

NAMIT KUMAR, J (ORAL)

This petition has been filed under Section 482 Cr.P.C. for issuance of directions to respondents No.1 to 3 to transfer the investigation of the case bearing FIR No.47 dated 28.04.2016 under Sections 323, 324, 452, 148 and 149 IPC, registered at Police Station Adampur, District Jalandhar, to any independent investigating agency like crime branch or to any senior police officials.

In pursuance to the notice of motion order, status report by way of affidavit of Sarbjit Rai, (PPS), Deputy Superintendent of Police, Special Branch, Jalandhar Rural, has been filed by learned State counsel, which is taken on record.

Paras 4 to 6 of the status report reads as under:-

*“4. That enquiry into the said applications were
entrusted to Inspector Parminder Singh SHO P.S. Adampur*

and during enquiry he visited the place of occurrence and statement of respectables were recorded and during enquiry statement of complainant was recorded however same could not be tallied with the statement recorded at the time of registration of FIR and during enquiry it further transpired that locations of mobile phones used by petitioner could not be found at the place of occurrence and further discrepancies were found as such it was recommended to file cancellation report in the present case and SHO P.S. Adampur forwarded his report dated 21.07.2016 to then DSP Sub Division Adampur and further it was forwarded to SSP Jalandhar Rural for necessary action.

5. That thereafter cancellation report was prepared in the present case on 24.11.2016 and it was approved by then DSP Sub Division Adampur on 13.01.2017.

6. That cancellation report was presented before concerned Trial Court on 15.05.2019 however same was returned by Ld. Trial Court on 30.11.2019 with directions to produce the complainant along with cancellation report.”

Since the cancellation report has been presented before the concerned trial Court, no further orders are required to be passed in the present petition.

Petition is disposed of accordingly.

13.09.2022

D.Bansal

(NAMIT KUMAR)
JUDGE

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