

109

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

CRM-M-14998-2019

Date of decision : 18.04.2022

Maninderjit Singh @ Saba and others

...Petitioners

Versus

Jasjit Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Naveen Sharma (Moudgil), Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for quashing of Criminal Complaint No.COMI/204/15 instituted on 04.06.2015 under Sections 307, 34, 120-B of the Indian Penal Code, 1860 read with Sections 25, 27 of the Arms Act and summoning order dated 13.10.2017 vide which the petitioners have been summoned under Sections 324 and 34 of IPC.

On 29.03.2022, the following order was passed by this Court:-

“Learned State Counsel is directed to verify as to whether the cancellation report (Annexure P-4) has been submitted before the Court and as to what proceedings have taken place in the Court in case, the said report has been submitted.

Adjourned to 18.04.2022.”

Learned State Counsel has submitted that final report under Section 173 of Cr.P.C. has not been submitted as yet as the same is awaiting final approval from SSP and further states that the final decision on the same would be taken within a period of six weeks from today. He has further pointed out that as far as quashing of complaint and summoning order are concerned, the case before the trial Court is at stage of defence evidence.

In view of the abovesaid facts, learned counsel for the petitioners seeks permission of this Court to withdraw the present petition with liberty to the petitioners to take up all the points as raised in the present petition and available to them, at the relevant stage before the trial Court. He has also prayed that final report under Section 173 of Cr.P.C. which has been prepared by the State be submitted as expeditiously as possible and at any rate, within a period of one month from today.

In view of the abovesaid, the present petition is dismissed as withdrawn with liberty aforesaid.

The State is also directed to submit final report under Section 173 of Cr.P.C. within a period of one month from the date of receipt of certified copy of the present order.

18.04.2022*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**