

233

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

CRM-M-32024-2018 (O&M)

Date of decision: 14.03.2022

KULWINDER KAUR

...Petitioner

Versus

STATE OF PUNJAB AND ORS.

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Divyadeep Walia, Advocate
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

Mr. R.S. Bains, Senior Advocate with
Mr. H.S. Sidhu, Advocate
for respondent No.6.

(Through Video Conferencing)

SURESHWAR THAKUR, J. (ORAL)

1. Since after hearing the matter for some time, the learned Counsel State makes an intimation to this Court, that after completion of investigation into FIR No.105 of 13.11.2017, registered at Police Station Fatehgarh Churian, District Batala, a cancellation report has been preferred before the learned Magistrate concerned. Consequently, the petitioner can canvass all remedies appertaining to acceptance of the cancellation report by the learned Judicial Magistrate concerned, through hers making a protest against its acceptance. Moreover, the petitioner can also pray for further investigations being carried into the FIR (supra), by an officer above the rank of SHO of the Police Station concerned.

2. The effect of the afore submission is that, at this stage the relief of transfer of investigation, to any Agency other than the Inquiry Officer

concerned, cannot be accepted, as thereupon, this Court would be impermissibly assuming the jurisdiction, of the learned Magistrate concerned, wherebefore whom the cancellation report, and, also may be a protest against its acceptance, has been filed by the petitioner.

3. With the above observations, and, liberty to the petitioner, the petition is disposed of.

4. Pending miscellaneous application(s), if any, stand(s), disposed of.

14.03.2022

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(SURESHWAR THAKUR)
JUDGE

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