

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

**CRM-M-25789-2019 (O&M)**

**Date of Decision: August 25, 2022**

**Rajan Gupta**

**...Petitioner**

**Versus**

**State of Punjab and others**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY**

**Present:-** Mr. Om Malhan, Advocate for  
Mr. M.S. Sachdev, Advocate for the petitioner.

Mr. J.S. Mehndiratta, Addl. A.G., Punjab.

**AMAN CHAUDHARY, J.(Oral)**

Present petition has been filed under Section 482 of the Code of Criminal Procedure of issuance of a direction to respondent Nos.1 to 4 to take FIR No.117, dated 01.07.2017, under Sections 457, 380 and 34 of the Indian Penal Code, registered at Police Station Bhargo Camp, Jalandhar, to its logical end as the said FIR was registered against respondent Nos.5 to 7 since 01.07.2017 but till today respondent Nos.3 and 4 have not taken any vital steps either to arrest respondent Nos.5 to 7 in the said FIR or to complete the investigation and take the FIR to its logical end.

Notice of motion was issued. Pursuant thereto, reply by way of affidavit of Barjinder Singh, PPS, Assistant Commissioner of Police (West), Commissionerate Jalandhar, on behalf of respondent Nos.1 to 4 has been filed. The relevant paragraph of the preliminary submission is being reproduced hereinunder:-

*“3. That from the above facts of the case and after the perusal of documents and after inspection of spot no*

*occurrence was found to have been committed as alleged. Thereafter the case was recommended to be sent up as cancelled and the cancellation report was submitted before the senior officers as well as the Deputy Commissioner of Police, (Investigation) Jalandhar. Thereafter the opinion of D.A. Legal was obtained and cancellation report was prepared on 11/03/2019. the cancellation report has been submitted on 03/06/2019 in the Court of Ld. Rajinder Singh Teji, Ld. JMIC, Jalandhar and the next date of hearing is 19/11/2019 for consideration. In view of the above submissions since the FIR has reached the logical end after holding a detailed enquiry and particularly in view of the fact that allegations of the FIR did not stand proved on record. As such the present petition filed by the petitioner deserves to be dismissed.”*

Learned counsel appearing on behalf of the petitioner is unable to dispute the aforesaid fact and thus has no objection to disposal of the case as having been rendered infructuous. He, however, seeks liberty to avail of all the remedies which may be available to him, in accordance with law.

In view of the above, no further order is required to be passed in the matter. Accordingly, the present petition stands disposed of as having been rendered infructuous with liberty as prayed for.

**August 25, 2022**  
sarita

**(AMAN CHAUDHARY)**  
**JUDGE**

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