

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(146)

CRM-M-30528-2022

Date of decision: - 18.07.2022

Harwinder Singh and others

....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Prashant Bansal, Advocate,
for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.78 dated 28.07.2020, registered under Section 379 IPC, at Police Station Sanaur, District Patiala and all the subsequent proceedings arising therefrom.

On a query put by this Court, learned counsel for the petitioners very fairly submitted that the report under Section 173 Cr.P.C. has not been prepared as yet and thus, in view of the same, he has submitted that the petitioners be permitted to withdraw the present petition, but prays that the investigating officer be directed to consider the documents which have been annexed along with the present petition

before a report under Section 173 Cr.P.C. is prepared and liberty be granted to the petitioners to file a fresh petition in case the report under Section 173 Cr.P.C. is against against them.

In view of the above, the present petition is dismissed as withdrawn.

The investigation officer is directed to look into the documents which have been annexed along with the present petition and after considering the same, submit a report under Section 173 Cr.P.C.

It is made clear that in case the report under Section 173 Cr.P.C. is against the present petitioners, they would be at liberty to file a fresh petition for quashing and the same would be considered independently, on its merits, in accordance with law.

July 18, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No