

**In the High Court of Punjab and Haryana at Chandigarh**

**223**

**CRM-M-36970-2021 (O & M)**  
**Date of Decision: January 12, 2022**

**SWINDER SINGH**

**....PETITIONER**

**VERSUS**

**STATE OF PUNJAB**

**....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Balbir Singh Jaswal, Advocate for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Vaibhav Narang, Advocate for the complainant.

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**ANUPINDER SINGH GREWAL, J (ORAL)**

Case taken up through video conferencing.

Learned counsel for the petitioner contends that there is a delay of over one month in registering the FIR. He also contends that the brother of the complainant is a Sarpanch of the village and he had been contesting the elections against the family members of the petitioner. The complainant is the Rural District General Secretary of the ruling party. He further contends that the contents of the FIR do not make out a *prima facie* case for the commission of any offence punishable under the SC&ST Act. He also relies upon the judgment of the Supreme Court in the case of Union of India v. State of Maharashtra, (2020) 4 SCC 761.

Learned State counsel upon instruction from SI Emmaneul Mal contends that the investigation has been completed and the cancellation report would be filed before the competent Court shortly.

In view of the statement of the learned State counsel, learned counsel for the petitioner submits that he wants to withdraw this petition at this stage.

The petition is dismissed as withdrawn at this stage.

(ANUPINDER SINGH GREWAL)  
JUDGE

January 12, 2022  
A.Kaundal

|                            |   |        |
|----------------------------|---|--------|
| Whether speaking/ reasoned | : | Yes/No |
| Whether Reportable         | : | Yes/No |