

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

**CRM-M-47220-2022
DECIDED ON: 24.11.2022**

SUSHMA DEVI

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Naveen Mahajan, Advocate
for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Section 482 Cr.P.C., for issuance of directions to respondents to forthwith submit a final investigation report under Section 173 Cr.P.C., in the court of competent jurisdiction in case FIR No.30, dated 16.02.2012, under Sections 457 and 380 IPC, 1860, registered at Police Station Sadar Amritsar, District Amritsar City.

In compliance of the order dated 14.10.2022, passed by this Court, reply dated 22.11.2022, by way of an affidavit of Mr. Jaskaran Singh, IPS, Commissioner of Police, Amritsar City, is filed by the counsel for the State, which is taken on record.

Para 5 of the said reply reads as under:-

“5. That it is submitted that in view of the above submissions, it transpires that on the basis of the investigation carried out in the aforesaid case FIR No.

30, dated 16.02.2012, under Section 380/457 IPC, Police Station Sadar, Amritsar City, the occurrence of this case has not proved. Hence, investigation report (cancellation) under Section 173 Cr.P.C. has again been presented on 14.11.2022 before the Court of learned A.C.J.M, Amritsar which is pending for adjudication before the Ld. Court. In addition to this, a regular departmental enquiry has been ordered to be initiated against the erring police officials namely MHC Harpreet Singh, ASI Baldev Singh ad ASI Lakhwinder Pal, who kept pending the case file of this case with them and did not make any progress in the investigation. The order of departmental enquiry is annexed herewith as Annexure R-3/T for the kind perusal of this Hon'ble Court. Therefore, the present petition is liable to be dismissed.”

In view of above, nothing survives in the present petition as the cancellation report has already been presented before the learned Additional Chief Judicial Magistrate, Amritsar, which is pending consideration.

Accordingly, the present petition is disposed of as having been rendered infructuous.

(SANDEEP MOUDGIL)
JUDGE

24.11.2022

Poonam Negi

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>