

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

222

CRM-M-52401-2021(O&M)  
Date of decision: 09.11.2022

**KAMLESH**

....Petitioner

**Versus**

**STATE OF HARYANA AND OTHERS**

...Respondents

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

\*\*\*\*\*

Present : Mr. B.S. Tewatia, Advocate for  
Mr. Ashwani Nagra, Advocate  
for the petitioner.

Ms. Aditi Girdhar, AAG Haryana.

Mr. Prateek Sodhi, Advocate for  
Mr. Ajay Siwach, Advocate  
for respondent Nos.5 to 8.

\*\*\*\*\*

**AMAN CHAUDHARY. J.**

Present petition has been filed under Section 482 CrPC seeking appropriate directions to the official respondents to register an FIR against respondent Nos.5 to 9 for committing the murder of the husband of the petitioner.

Notice of motion in this case was issued on 15.12.2021, pursuant to which reply dated 17.03.2022 by way of an affidavit of Mukesh Kumar, HPS, Assistant Commissioner of Police, Kalka, Panchkula had been filed.

Learned State counsel makes a reference to para Nos.2 to 5 which read thus:-

*“2. That thereafter complaint dated 28-03-2016, 01-04-2016 (Annexure P-2, P-3) submitted by the complainant were enquired and during the enquiry complainant Gurbachan and owner of Durga Auto parts factory and workers of the factory*

*were joined in the enquiry. From the statements, no cognizable offence was found to be made out.*

*3. That thereafter CRM-M No. 575 of 2017 was filed by the petitioner before this Hon'ble Court and vide order dated 12-01-2017 the same was dismissed as withdrawn by this Hon'ble Court.*

*4. That thereafter complaint under section 156 Cr. PC was filed by the petitioner before the Ld Court of Illaqa Magistrate, Panchkula for registration case under section 302/34 IPC against the private respondents No 5 to 7 and Umed Singh, Inspector /SHO, Police Station Kalka. During the trial, proceeding of the said complaint, no cognizable offence was found to be made out by the Ld. Court and the said complaint was dismissed by the Ld. Court of JMIC, Panchkula vide order dated 05-12-2017.*

*5. That proper and fair enquiry was conducted by the police of the complaints submitted by the petitioner time to time submitted to the different higher authorities but during the enquiry no cognizable offence was found to be made out.”*

Learned State counsel submits that in view of the reply so filed, the present petition has been rendered infructuous.

In view of the above, no further order is required to be passed, therefore, the present petition is disposed of as having been rendered infructuous.

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

**November 09, 2022**

*S.Sharma(syr)*

|                                  |   |               |
|----------------------------------|---|---------------|
| <i>Whether speaking/reasoned</i> | : | <i>Yes/No</i> |
| <i>Whether reportable</i>        | : | <i>Yes/No</i> |