

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

CRM-M-49357-2022

Date of decision: 15.12.2022

HARMANDEEP SINGH KOONER AND ANRPetitioners

versus

STATE OF PUNJAB AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Harinder Deep Bains, Advocate,
for the petitioners.

Mr. Anup Singh, A.A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

Prayer in the present petition filed under Section 482, Code of Criminal Procedure, 1973 is for quashing of summons with registered No.557-5E dated 03.10.2022 (Annexure P-1) issued by the office of Superintendent of Police, PBI (Amritsar Rural) on the basis of Complaint No.1728-AP dated 30.08.2022 filed by respondent No.3 Joga Singh along with the subsequent proceedings arising therefrom.

Mr. J. S. Johal, Advocate puts in appearance and filed Vakalatnama on behalf of the respondent No.3 in the Court, which is taken on record.

On issuance of notice of motion, a short reply by way of affidavit of Tejbir Singh, PPS, Superintendent of Police, PBI, Amritsar Rural on behalf of respondents No.1 & 2-State has been filed in Court, which is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner. In para 7 thereof it has been stated as under:-

*“That it is respectfully submitted that keeping in
view the totality of the facts and submissions made*

hereinabove, it is evident that the petitioners were summoned by the deponent while performing his official duty in his official capacity during the course of the enquiry being conducted qua the application (Annexure R-1) given against the petitioners by the respondent no. 3. The enquiry was conducted in a fair and impartial manner and the above said application has been filed and consigned to record room without taking any legal action thereupon against the petitioner as the matter was found to be of civil nature. As such, grievance of the petitioners stands redressed. Therefore, the present petition is liable to be dismissed.”

In view of the stand taken in the short reply, learned counsel for the petitioner submits that the instant petition has been rendered infrutuous.

The present petition stands disposed off accordingly.

15.12.2022

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**(NAMIT KUMAR)
JUDGE**

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