

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

**CRM-M No.58765 of 2022 (O&M)
Date of decision : 19.12.2022**

Pritam Singh & anr.

..... Petitioners

versus

State of Punjab & anr.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Balbir Singh Sewak, Advocate
for the petitioners.

PANKAJ JAIN, J. (ORAL)

By way of present petition, the petitioners are seeking quashing of FIR No.0059 dated 07.04.2017, registered for offence punishable under Section 420 IPC at Police Station Sultanpur Lodhi, District Kapurthala.

Prior to this also petitioner filed similar petition before this Court. The same was disposed off vide order dated 17.10.2022, the operative part thereof reads as under :-

“On advance notice, Mr. Arun Gupta, AAG, Punjab on instruction from ASI Harbhajan Singh does not dispute the aforesaid factual assertion made by counsel for the petitioner based on the record.

In view of the aforesaid facts and circumstances this Court deems it appropriate to direct learned trial Court to take decision on the cancellation report within 3 months from the date of receipt of certified copy of this order.”

Today again on advance notice, Mr. Arun Gupta, AAG, Punjab appears on behalf of respondent No.1-State and on instructions from ASI Sukhdev Singh submits that the cancellation report already stands accepted by the trial Court vide order dated 06.12.2022.

In view of the aforesaid statement made by the learned State counsel, prayer seeking quashing of FIR does not survive.

At this stage, learned counsel for the petitioner points out that the petitioner has made yet another prayer seeking directions to the Investigating Officer to return the original documents to the petitioner.

In case the statement made by learned State counsel is correct and the cancellation report stands accepted, the petitioner shall be at liberty to move an appropriate application before the Investigating Officer and on his doing so, the Investigating Officer shall return the original documents to the petitioner and dispose off the application made by the petitioner in accordance with law.

Petition stands dismissed as having been rendered infructuous.

(PANKAJ JAIN)
JUDGE

19.12.2022

Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No