

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

110

CRM-M-1371-2023

Date of decision: 12.07.2023

Mohammad Khalil

....Petitioner

V/s

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Amandeep Saini, Advocate, for the petitioner.  
Mr. Sanish Girdhar, AAG, Punjab.

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**VIKAS SURI, J. (Oral)**

1. Through the instant petition preferred under Section 482 Cr.P.C., petitioner is seeking issuance of directions to official respondents to conclude the investigation of case FIR No.45 dated 04.08.2020 under Section 379 IPC, registered at Police Station Block Majri, District SAS Nagar, Mohali (Annexure P-4).
2. On advance notice, learned State counsel had put in appearance and sought time to get instructions in the matter. Status report dated 12.07.2023 has been filed in Court, which is taken on record. A copy thereof supplied to learned counsel for the petitioner.
3. A perusal of the status report reveals that the concerned investigating officer has already concluded the investigation and on 05.07.2023, report under Section 173 Cr.P.C has been presented in the concerned Court. The said case is now fixed for 24.08.2023 for framing of

charge against the accused.

4. Learned counsel for the petitioner is not in a position to controvert the above noticed factual matrix. However, he submits that offence under Section 13A of the Punjab Village Common Land (Regulation) Act, 1961 has not been included in the *challan* against the accused.

5. It is not disputed that in light of the prayer made in the petition and submissions made in the status report, no further orders are required to be passed in the present case as the same has been rendered infructuous.

6. In view of the concern expressed by the learned counsel for the petitioner, liberty is granted to the petitioner to raise the aforesaid plea(s) before the concerned Court at the time of framing of charge, in accordance with law.

7. This petition is disposed of with the aforesaid observations.

**(VIKAS SURI)**  
**JUDGE**

July 12, 2023  
vcgarg

Whether speaking/reasoned: Yes

Whether reportable: No