

CRM-M-2997-2022

Date of decision: 23.02.2023

Jaideep Kumar Dhawan and anotherPetitioners

versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**Present:** None for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

The instant petition has been filed by the petitioners under Section 482 Cr.P.C. seeking quashing of FIR No.97 dated 01.05.2021 registered under Sections 307, 34 of IPC, 1860 and Sections 25/54/59 of Arms Act, 1959, registered at Police Station Cantonment Amritsar, District Police Commissionerate, Amritsar (Annexure P-1).

On issuance of notice of motion, short reply by way of affidavit of Sh. Tushar Gupta, IPS, Assistant Commissioner of Police (West), Amritsar, has been filed on behalf of respondent No.1-State of Punjab wherein, in Para 7, it has been stated as under:-

*“But when the (respondents no. 2 & 3) saw them (petitioners) by going their house and identified them that they are not the same persons, who had caused injuries to the complainant/respondent No.2 by firing gunshots at him. They (respondents no. 2 & 3) do not know them nor have they any grudge against them. Therefore, on the basis of the statements of the respondents no. 2 & 3, the present petitioners were given innocent in the aforesaid case/FIR No. 97/2021 (supra) vide case diary no. 09, dated 15/09/2021 recorded in this case by the Investigating Officer. The statements of the respondents no. 2 & 3 are annexed herewith as **Annexure R-3/T and R-4/T** for the kindly perusal of this Hon’ble Court.*

Since the petitioners have been declared innocent in the above-said FIR, therefore, the instant petition has been rendered infructuous and the same is disposed of accordingly.

Disposed of as having been rendered infructuous.

23.02.2023
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(NAMIT KUMAR)
JUDGE

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