

Manoj Kumar @ Seepa

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Deepak Aggarwal, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of FIR No.74 dated 26.04.2021, registered under Sections 435/427 IPC, at Police Station Kotwali Bathinda, District Bathinda.

Learned counsel for the petitioner has submitted that the petitioner is being prosecuted maliciously in this case. He has submitted that the present FIR was lodged on the direction of the learned CJM, Bathinda on the basis of some distorted facts. He submits that though the FIR has been registered, however, there is no progress in the investigation and even otherwise the FIR is not maintainable and thus, deserves to be quashed.

Notice of motion.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab, accepts notice on behalf of the State and opposes the submission made by learned counsel for the petitioner. On instructions from ASI Gurpreet Singh, he has submitted that there was sufficient material on record to proceed against the petitioner and thus, the learned CJM, Bathinda issued direction for registering FIR against him and investigating the same. He submits that till date the case is under investigation as the report under Section 173 Cr.P.C. is yet to be filed.

After arguing for some time, learned counsel for the petitioner has fairly submitted that he may be allowed to withdraw the present petition at this stage as the matter is under investigation.

The prayer is allowed.

Dismissed as withdrawn at this stage. However, the State is directed to complete the investigation within four weeks from today in accordance with law.

23.02.2023
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No

(RAJESH BHARDWAJ)
JUDGE