

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

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**2023:PHHC:121392  
CWP-18163-2019 (O&M).  
Date of Decision: 14.09.2023.**

**HARVINDER KAUR**

.. Petitioner

**VERSUS**

**STATE OF PUNJAB AND OTHERS**

.. Respondents

**CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present      Mr. Amtiaz Sandhu, Advocate,  
                    Mr. Karan Bhardwaj, Advocate,  
                    for the petitioner.

Ms. Anju Sharma Kaushik, DAG, Punjab,  
with ASI Pratap Singh.

**VINOD S. BHARDWAJ, J. (ORAL)**

Prayer in present writ petition is for seeking issuance of directions to the respondent to conduct a fair enquiry in FIR No.0040 dated 12.02.2019, under Sections 379 and 34 of the Indian Penal Code, 1860 registered at Police Station Kotwali, Patiala, District Patiala.

Learned State counsel, on instructions from ASI Pratap Singh, has informed that the matter had been investigated into and final report under Section 173 of the Code of Criminal Procedure, 1973, recommending cancellation has already been filed before the Illaqa Magistrate and that the same is pending before the Illaqa Magistrate.

Considering that the investigation has already been concluded and final report has been filed, the petitioner would be at liberty to agitate his grievance by moving an appropriate application/protest petition before the Illaqa Magistrate.

The present petition is accordingly disposed of at this stage with liberty to the petitioner to appear before the Illaqa Magistrate and move an appropriate application/protest petition against the investigation conducted by the Investigating Agency and/or any such other relief as may be admissible to the petitioner.

**September 14, 2023.**

**raj arora**

**(VINOD S. BHARDWAJ)**

**JUDGE**

**Whether speaking / reasoned :      Yes / No**

**Whether reportable :      Yes / No**