

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

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**CWP-12961-2018 (O&M).
Date of Decision: 16.01.2023.**

Saran Das Garg

..Petitioner

VERSUS

State of Punjab and others

.. Respondents

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

PRESENT

Mr. K. S. Nalwa, Advocate, and
Mr. Hakikat Singh, Advocate, for the petitioner.

Mr. Naveen Kumar, Advocate, for
Mr. P.K.S. Phoolka, Advocate, for respondent No.6.

Mr. H.S. Tuli, Advocate, for
Mr. S.S. Rangi, Advocate, for the respondent No.7.

Mr. Ankit Kamboj, Advocate, for
Mr. Munish Mittal, Advocate, for respondent No.8

Mr. Sanchit Choudhary, Advocate, for
Mr. Akashdeep Singh, Advocate, for respondent No.12.

Mr. Rajeev Anand, Advocate,
for the respondent No.13/CBI.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been filed for raising a challenge to the interim report dated 23.08.2017 (Annexure P-8) submitted by respondent No.2 in FIR No.348 dated 06.10.2014 (Annexure P-1) registered at Police Station Kotwali, Bathinda under Sections 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code (Section 201 of the Indian Penal Code added later on) whereby the Commission of Inquiry has relied upon an inquiry conducted prior to the order dated 07.04.2017.

Learned counsel appearing on behalf of the respondents have pointed out that the issue raised in the present petition has been rendered academic inasmuch as the charge-sheet against the accused has already been filed before the Illaqua Magistrate and that pursuant to the orders passed by this Court directing the CBI to conduct an investigation, a charge-sheet has also been filed by the Central Bureau of Investigation on 13.01.2023.

Keeping the question as to whether the Commission of Inquiries could have directed cancellation of an investigation conducted by an Investigating Agency and *sub judice* before a competent Court open, the present petition is disposed of as having been rendered infructuous, at this stage.

Misc. applications, if any, shall also stand disposed of accordingly.

January 16, 2023.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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