

CRM-M-40239 of 2021

Date of Decision: January 24, 2023

Rashpal Singh Sachdev and Another ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rishu Mahajan, Advocate for
the petitioners.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Pradeep Virk, Advocate, and
Dr. Neha Awasthi, Advocate for respondents
No.6 and 7.

DEEPAK GUPTA, J.(Oral)

FIR No.159 dated 30.08.2021 under Sections 406/420/120-B IPC was registered at Police Station Division No.6, Jalandhar on the complaint of the petitioners. It is alleged that one of the accused is son of a Police Officer in Punjab and due to his influence, the investigation was not being conducted properly. Later on, a special investigation team was constituted to conduct the investigation. As per affidavit dated 08.08.2022 of Assistant Commissioner of Police-IV, Model Town, Jalandhar, SIT has prepared the cancellation report on 04.08.2022 which is likely to be presented before the trial Court.

Learned counsel for respondents No.6 and 7 also submits that in case one of the accused was influential, present FIR would not have been registered.

Learned State Counsel concedes that cancellation report has been prepared but has not been presented so far in the Court.

This petition is hereby disposed of with a direction to State of Punjab to submit the cancellation report before the concerned jurisdictional Magistrate within 15 days from the date of receipt of certified copy of this order, and, thereafter, the petitioner will be at liberty to file the protest petition after getting notice from the Court concerned.

January 24, 2023
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(DEEPAK GUPTA)
JUDGE

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