

CRM-M-55422-2022

DECIDED ON: 02.02.2023

RAJINDER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Arpinder Singh Sidhu, Advocate for
Mr. Parvez Akhtar Dhaliwal, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Section 482 Cr.P.C., for issuance of appropriate directions to official respondent No.3 to file the report under Section 173 Cr.P.C., in FIR No.90, dated 01.04.2022 (Annexure P-1), under Section 420, 120-B of the IPC, 1860, registered at Police Station City-1, Malerkotla, District Malerkotla.

Vide order dated 06.12.2022, learned State counsel was directed to file a status report with regard to stage of investigation and in compliance to the same, status report dated 02.02.2023, by way of an affidavit of Kuldeep Singh PPS, Deputy Superintendent of Police, Sub Division Malerkotla, District Malerkotla has been filed on behalf of respondents No.1 to 4, which is taken on record. Copy of the same has been supplied to the learned counsel appearing for the petitioner.

Relevant para Nos.10 and 11 of the said status report reads as under:-

“10. That after completion of investigation and legal formalities, the challan under Section 173 Cr.P.C., has

been presented before the Court of Harshbir Sandhu, JMIC, Malerkotla (Duty) on 30.01.2023 and now this case is fixed on 23.03.2023 in the Ld. Court for appearance.

11. That in view of the facts mentioned hereinabove, it is submitted that the challan under Section 173 Cr.P.C., in FIR No.90, dated 04.04.2022, u/s 420/120-B IPC, Police Station City-1, Malerkotla has already been presented before the Ld. Ilqa Magistrate, Malerkotla on 30.01.2023 and final report into representation submitted by Gamdoor Singh has been sent to the office of Inspector General of Police, Patiala Range, Patiala and the same is pending for final consideration. So, the petition filed by the petitioners has become infructuous.”

It is evident from para Nos.10 and 11 of the said status report that the investigation is complete and the challan stands filed before the Court of Harshbir Sandhu, JMIC, Malerkotla (Duty) on 30.01.2023 and now the case is fixed for 23.03.2023 for appearance of the parties.

In view of the aforesaid status report, learned counsel appearing for the petitioner submits that no further grievance is left out and, therefore, he does not want to pursue the present petition and prays to withdraw the same.

Allowed as prayed for.

Dismissed as withdrawn.

(SANDEEP MOUDGIL)
JUDGE

02.02.2023

Poonam Negi

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*