

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

(274)

CRM-M-57301 of 2022
DATE OF DECISION:-12.04.2023

Harmail Singh @ Mela and others

...Petitioners

vs.

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. K. S. Brar, Advocate, for the petitioners.

Mr. V. K. Gupta, AAG, Punjab.

HARKESH MANUJA, J.

By way of present petition filed under Section 482 Cr.P.C. prayer has been made for quashing of FIR No.53 dated 15.04.2017 (Annexure P-1) under Sections 341, 323, 506, 34 IPC of 1860, registered at P. S. Maur, District Bathinda as well as consequential proceedings arising therefrom.

In response of notice of motion, a status report dated 12.03.2023 under the signature of Mr. Baljeet Singh, Deputy Superintendent of Police, Sub Division Maur, District Bathinda, has been filed in Court today wherein it has been mentioned that cancellation report in the aforementioned FIR was prepared on 29.04.2017 and the same is lying pending with the SHO concerned for the purpose of filing the same before the Illaqa Magistrate.

Learned State counsel on instructions from ASI Avtar Singh submits that cancellation report shall be presented before the Illaqa Magistrate within a period of 8 weeks from today.

In view of the fact that cancellation report has been prepared by the investigating agency and the same shall be presented before the Illaqa Magistrate within the aforementioned period, the present petition is disposed of as having been rendered infructuous at this stage.

In the present case, FIR was registered on 15.04.2017 whereas, the cancellation report was prepared on 29.04.2017 and the same is pending with SHO concerned for the past almost 6 years thereby, compelling the petitioner to approach this Court.

In view of the inordinate delay committed by the official respondent in discharge of their official duty, costs of Rs.20,000/- is imposed to be recovered from the concerned duty official and shall be paid to the petitioner.

12.04.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No