

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CROCP-8-2022

Date of decision:-24.04.2023

COURT ON ITS OWN MOTION

.... Petitioner

VS

MURAD JASVIR SINGH GILL, PPS

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Saurabh Kapoor, Addl. A.G. Punjab.

Mr. J.S.Gill, Advocate for the respondent-contemner.

Ritu Bahri, J. (Oral)

Contempt proceedings initiated in pursuance to the order dated 26.07.2022 passed by the Single Bench in CRM-M-16022-2022, ***Amandeep Singh and another Vs. State of Punjab and others***, filed under Section 482 of Cr.P.C. for quashing of FIR No. 460 dated 04.12.2018, registered under Sections 363, 366-A of IPC and Sections 3 and 4 of the Protection of Children from Sexual Offence Act, 2012, at Police Station Focal Point, District Ludhiana on the basis of compromise.

An affidavit dated 21.07.2022 of Murad Jasvir Singh Gill, PPS, Assistant Commissioner of Police, Industrial Area-A, Ludhiana had been filed stating therein that the cancellation report under Section 173 Cr.P.C has already been prepared in the said FIR and the

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same will be submitted before the learned Magistrate for acceptance shortly. However, on that day itself, learned counsel for the petitioner had produced an order dated 31.07.2019 passed by ASJ, Ludhiana as per which the cancellation report had been filed by the State before the competent court on 06.06.2019 and was rejected.

For this wrong information being given in the affidavit, notice to Murad Jasvir Singh Gill PPS, Assistant Commissioner of Police, Industrial Area-A, Ludhiana was issued as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him vide order dated 26.07.2022.

On notice of this contempt petition, an affidavit has been filed by the contemner- Murad Jasvir Singh Gill on 10.08.2022 in which it was stated that it was a bona fide mistake and there was no meaningful intention to give wrong information to this Court and this wrong information was given on the basis of negligence of SHO, Police Station Focal Point, Ludhiana and Incharge Police Post Ishwar Colony, Ludhiana. Vide order Annexure R2/T, the officials were informed about the mistake committed by them. After this affidavit, he has filed another affidavit dated 17.02.2023, which has now been filed, whereby the respondent has placed on record, Annexure R-1, dated 04.08.2022, whereby disciplinary proceedings had been initiated against concerned SHO-Kuldeep Singh as well as ASI- Lakhvir Singh.

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Since the contemner had given the information to this Court pursuant to the information given by these two officials, the unconditional apology given by the contemner is being accepted. Murad Jasvir Singh Gill is directed to be very cautious in future to pass on the information to the Court, which is given to him especially by his junior officer, to avoid the miscarriage of justice. Contempt proceedings initiated against him are dropped and no further order is required to be passed in the matter.

The contempt petition is disposed of.

**(RITU BAHRI)
JUDGE**

**(MANISHA BATRA)
JUDGE**

24.04.2023
pooja saini

<i>Whether speaking/reasoned</i>	: Yes/No
Whether reportable	: Yes/No