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

CRM-M-2612-2022

Date of Decision: 02.09.2024

Shyam Sunder and another

..... Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. L.K. Gollen, Advocate for the petitioner
(through VC).

Mr. Tanuj Sharma, AAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for issuance of direction to the official respondents for conducting fair and impartial investigation in the FIR No.247 dated 07.07.2021, registered under Sections 302, 34 IPC, at Police Station Sadar Narwana, District Jind, as the private respondents No.5 and 6 after conspiring with each other had committed murder of a 19 years old boy, namely, Manish who is the brother of petitioner No.1 and son of petitioner No.2 and no action has been taken by them against the private respondents.

2. Status report dated 04.07.2024 has already been filed. On instructions from ASI Balwan Singh, learned State counsel at the outset has submitted that cancellation report in this case has already been presented before the concerned Illaqa Magistrate and after issuing notice, next date is fixed before the Illaqa Magistrate is 14.09.2024.

3. Learned counsel for the petitioner has submitted that cancellation report filed is not on the valid ground.

4. However, once stand of the State that cancellation report has



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been filed before the Illaqa Magistrate, the petitioners/complainant have every right to raise their grievances before the Illaqa Magistrate for the rejection of the cancellation report. Thus, the present petition is disposed of with liberty to the petitioners to avail their remedy before learned Illaqa Magistrate, who after hearing both the sides would proceed further in the matter in accordance with law.

02.09.2024
sharmila

Whether Speaking/Reasoned :
Whether Reportable :

(RAJESH BHARDWAJ)
JUDGE
Yes/No
Yes/No