



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

CRM-M-18573-2024

Date of Decision : 01.08.2024

SHIV KUNDRA

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Rana Harshdeep Singh, Advocate,
for the petitioner.

Mr.Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, prayer is for issuing a *mandamus* upon respondent no.2 to constitute a Special Investigation Team (SIT) in case FIR no.32, dated 04.03.2023, under Sections 306/34 registered at Police Station Division No.2, District Police Commissionerate, Ludhiana, and to further conduct the investigation in a fair manner.

2. This Court vide order dated 18.04.2024, directed the State to file a status report with regard to the status of investigation in the instant FIR. Today, learned State has filed a reply, dated 27.07.2024, by way of an affidavit of Ms. Akarshi Jain, ACP (Central), Ludhiana, which is taken on record, with a copy thereof supplied to learned counsel for the petitioner.

3. A perusal of the reply (*supra*) reveals that in the instant FIR, the investigation has already completed, and a cancellation report has been filed before the learned *Illaq*a Magistrate concerned, on 18.07.2024, which is pending consideration before him, and now notice has also been issued the present petitioner (complainant therein), for 02.08.2024.

4. In view of the subsequent developments in the instant matter, at this stage this Court refrains to grant the asked for relief (*supra*) to the present petitioner. Therefore, the instant petition is **disposed of**, with liberty granted to the petitioner to approach the learned *Illaq*a Magistrate concerned, by filing appropriate application for redressal of his grievance.

August 01, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No