



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

CRM-M-23877-2024
Date of decision: 13.05.2024

NXXXX @ XXXX

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Shubham Gupta, Advocate
for the petitioner.

Mr. Subhash Godara, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. seeking issuance of directions to respondents No.2 & 3 to bring investigation in FIR No.23 dated 07.03.2023 under Section 376 of IPC registered at Police Station Phase 11, District SAS Nagar (Annexure P-1) to a conclusion as no action is being taken by the Investigating Agency despite lapse of more than one year after the registration of FIR.

Learned counsel for the petitioner *inter alia* contends that in spite of the registration of the FIR (*supra*) on 07.03.2023, the jurisdictional police authorities have not concluded the investigation till date and they have failed to perform their statutory duties and local police is acting under the influence of respondent No.4 who is the person of influence.

On the other hand, the learned State counsel on instructions from Inspector Lovepreet Kaur, submits that nothing survives in the present petition as the Senior Officer has verified the veracity of the allegations made by the

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petitioner in the FIR (*supra*) and the same were found to be false. The cancellation report has been prepared which will be submitted before the jurisdictional Court within a period of four weeks from today.

In view of the above, learned counsel for the petitioner wishes to withdraw the present petition with liberty to invoke his alternative remedy as available to him in accordance with law in light of the fact that the cancellation report has been prepared.

Dismissed as withdrawn with the liberty aforesaid.

(HARPREET SINGH BRAR)
JUDGE

13.05.2024*Neha*

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No