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CRM-M-27296-2024 (O&M)

128

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27296-2024 (O&M)

Date of Decision: 31.07.2024

AARTI AND OTHERS

.. Petitioners

Vs.

STATE OF HARYANA AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Manan Bhardwaj, Advocate for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

Mr. Govind Chauhan, Advocate for respondent No.2.

...

SUMEET GOEL, J. (Oral)

1. A status report dated 15.07.2024 has been filed by learned State counsel in the matter. Relevant paragraph 4 thereof reads as under:

“4. That after registration of FIR, initially the investigating was carried out by Parveen Kumari, SI, P.S. Civil Lines/Investigation Officer. During the investigation, a map of the place of occurrence was prepared at the spot. After that the victim's counseling was conducted by the Women Advocate on 02.12.2020. During investigation, the statement of the victim under section 164 Cr.P.C. was recorded. Medical upon the victim has also been done. During investigation, the statements of the witnesses have also been recorded. On 03.12.2020 complainant Gunjan produced her marriage photographs, and the same were taken into police possession. Thereafter, supplementary statement of the victim under section 161 Cr.P.C. has also been recorded. On 28.12.2020, complainant Gunjan and her husband Arun produced their respective affidavits regarding compromised all the dispute/matter mutually. Complainant's husband Arun has categorically stated MMISSIONER Art in his affidavit that he has apologized for committing fraud with his wife i.e. the present complainant. The complainant's husband Arun has further stated in his affidavit that he will keep the complainant as his wife and also undertakes to keep and maintain both the children in future. The complainant Gunjan has also stated in her affidavit that

CRM-M-27296-2024 (O&M)

she does not want to pursue more the above case FIR against her husband. She has further stated in her affidavit that she compromised the matter with her husband due to the bright future of her children. Both the complainant and her husband have sworn their respective affidavit voluntarily without any pressure or coercion from any side. After that, on 08.01.2021 the investigation of this case was carried out by Sunita, ASI, P.S. Civil Lines, Karnal. During the investigation, complainant Gunjan and accused Arun were joined in the investigation on 16.01.2021. The present case was identified by SHO/Inspector Vijay Kumar and Shri Rajesh Phogat, DSP City, Karnal on 28.01.2021, and the allegations of this case were found untrue and the above case FIR was cancelled on 04.03.2021 accordingly the cancellation report was submitted on 14.01.2022.”

2. Faced with the situation, learned counsel appearing for the petitioners seeks to withdraw the instant petition.
3. Dismissed as withdrawn.
4. There is no reason for this Court to draw a conclusion, at this stage, that the concerned Magistrate shall not proceed further, expeditiously, in accordance with law to take a conscious decision upon the cancellation report which is stated to have been submitted by the police on 14.01.2024.
5. Pending applications, if any, shall also stand disposed off.

31.07.2024
Jasmine Kaur

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No