

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-39601-2023 (O&M)
Date of Decision:19.01.2024

LAKHVIR SINGH ...Petitioner(s)
Vs.
STATE OF PUNJAB ...Respondent(s)
AND ANOTHER

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Jasraj Singh, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Ajay Pal Singh, Advocate for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

CRM 48691 of 2023

Allowed, as prayed for.
Annexures P-10 and P-11 are taken on record.

CRM-M-39601-2023

1. The petitioner has filed the present petition under Section 482 Cr.P.C. with a prayer to quash the FIR No. 06 dated 22.02.2013 registered under Sections 307, 336, 506 and 34 of IPC and Section 27 of the Arms Act alongwith all the subsequent proceedings emanating therefrom.
2. Learned State counsel on instructions from ASI Sarabjeet Singh submits that a cancellation report has been prepared in the present case and the said report shall be positively filed before the Area Magistrate before 31.01.2024.
3. Learned counsel Mr. Ajay Pal Singh Rehan, Advocate submits that respondent No.2/complainant is in India and he shall appear before the Area Magistrate.
4. On the other hand, learned counsel appearing on behalf of the petitioner submits that every effort has been made by the complainant to

delay the process of investigation and was intentionally not appearing before the Magistrate.

5. I have heard learned counsel for the parties and perused the record.
6. The Investigating Officer is directed to present the cancellation report before 31.01.2024. The Investigating Officer shall issue a notice in writing to the respondent/complainant and shall notify the date of presentation of cancellation report before the Area Magistrate, to him.
7. The Area Magistrate is directed to take a decision on the cancellation report within a week from the date of presentation of the report, in accordance with law.

19.01.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No