

\\HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-40149-2023 (O&M)

Date of Decision: 07.05.2024

Komal Dhir

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. KS Dadwal, Advocate for the petitioner
Mr. Rajiv Verma, DAG Punjab
Mr. Gagandeep S. Simble, Advocate for respondents No.6 to 9

Sandeep Moudgil, J.

- (1). This petition under Sections 482 CrPC has been filed by the petitioners seeking a direction to respondents No.2 to 3 to take over the investigation in FIR No.76 dated 04.05.2022 under Sections 326-B/323/506/34 IPC registered at Police Station Division No.6, District Police Commissionerate, Jalandhar.
- (2). During the course of hearing, learned counsel for the petitioner relied upon the order dated 31.08.2023 passed in the present petition wherein, a reference was made to the order dated 18.07.2023 passed by this Court in CRM-M-34402-2022 vide which it has come to light that there were variations in the two MLRs recorded by Dr. Sachin Sharma, Civil Hospital, Jalandhar on 12.04.2022 and 19.04.2022 and therefore, a cancellation report has been prepared and presented before the trial court.
- (3). In this view of the matter, since the prosecution has presented cancellation report in the subject FIR, no order is required to be issued in the present case. However, the petitioner shall be at liberty to challenge the order of cancellation before the appropriate Court, if so advised.
- (4). Disposed of.

07.05.2024

V.Vishal

(Sandeep Moudgil)
Judge

1. Whether speaking/reasoned?
2. Whether reportable?

Yes/No
Yes/No