



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

CWP-28682-2022

Date of Decision: 29.05.2024

Priyanka Sharma

..... Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Ashish Aggarwal, Sr. Advocate with
Mr. Karan Singh, Advocate,
Mr. Aashna Aggarwal, Advocate and
Mr. Vishal Pundir, Advocate, for the petitioner.
Ms. Upasana Dhawan, Assistant Advocate General, Haryana.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of impugned report dated 03.08.2022 (Annexure P-6) issued by respondent No. 4/Sub Divisional Magistrate to respondent No. 3/ Deputy Commissioner Bhiwani whereby the allegations of embezzlement levelled against the petitioner in FIR No. 963 dated 08.12.2018 under section 120-B, 406,467,468,471, and 506 of IPC, Police Station Sadar Bhiwani (P-1) have been proved whereas the police of Police Station Sadar Bhiwani has filed cancellation report (Annexure P-5) in above said FIR in the Court as the allegations mentioned in the FIR have not been proved in the inquiry conducted by police, therefore the report (Annexure P-6) is null and void ab-initio and no departmental action is required to be taken against the petitioner as the matter pertaining to this case does not belong to the duties of petitioner being Sarpanch of the village. Further prayer has been made to stay the proceedings on the basis of inquiry report dated 03.08.2022 (Annexure P-6) submitted by respondent No. 4 to respondent No. 2/ Deputy Commissioner, Bhiwani.



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Learned State counsel has placed on record the copy of the order dated 15.03.2024 passed by the Deputy Commissioner, Bhiwani and on instructions from Somvir Kadian, BDPO, Bhiwani has submitted that no case of embezzlement has been found against the petitioner and thus, the grievance raised by the petitioner does not survive.

Learned Senior Counsel has fairly submitted that in view of the order dated 15.03.2024 passed by learned Deputy Commissioner, the present petition has been rendered infructuous and the same may be dismissed as such.

Ordered accordingly.

(RAJESH BHARDWAJ)
JUDGE

29.05.2024
sharmila

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No