



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

265

CRM-M-64753-2023
Date of decision: 10.09.2024

MAJOR SINGH ALIAS MAJER CHEEMA

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondent

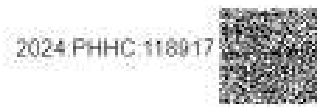
CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. B.S. Dhull, Advocate
for the petitioner.

Mr. Abhinash Jain, DAG, Haryana.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, prayer is made for issuance of mandamus upon official respondents No.2 and 3, to take again against accused persons, and his associates in FIR No.0226 dated 17.08.2023, under Sections 302 and 34 of IPC, registered at Police Station Sadar Rattia.
2. Reply by way of affidavit dated 02.04.2024 of Sh. Sanjay Kumar, HPS, Deputy Superintendent of Police, Ratia, Haryana has been filed on behalf of respondent-State. The same is taken on record. Copy of the same has been supplied to the opposite counsel.
3. As per the reply (supra), during investigation no incriminating evidence was found against any of the accused persons, mentioned in the instant petition, as well as in the FIR, and now the prosecution agency has recorded the cancellation report, which is being sent to the Senior Officer concerned, for its approval.



4. Learned State counsel submits that the cancellation report so prepared by the Station House Officer concerned, after the approval from the competent authority concerned, will be submitted before the learned Illaqa Magistrate concerned.
5. In view of the specific statement made by the learned State counsel, at this stage, no further direction is required to be passed, however, the petitioner is at liberty to raise all such grievance which is raised through the instant petition, before the learned Illaqa Magistrate/trial Court concerned, where the cancellation report is to be filed by the prosecution agency.
6. **Disposed** of accordingly.

10.09.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No