



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

140

CRM-M-4834-2025

Decided on : 28.01.2025

Mandeep Kumar

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Mehtab Singh Khaira, Advocate for the petitioner.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 528 BNSS, 2023 seeking quashing/set aside the order dated 14.11.2024 (P-5) passed by learned Sub Divisional Magistrate, Baba Bakala Sahib, Amritsar in case NO. COMI-65-2024, tiled as, 'State Vs. Cancellation Report', whereby learned Sub Divisional Magistrate, Baba Bakala has proceeded to treat the cancellation report filed by the Investigating Agency in cross Rapat No.36 dated 17.05.2021, registered under Sections 27, 54, 59 of Arms At, at Police Station Beas, Amritsar Rural (wherein petitioner as been arraigned as accused) in FIR No.124, dated 03.05.2021, registered under Sections 323, 324, 506, 427, 148, 149 and 336 IPC and Sections 27, 54, 59 of Arms Act, at Police Station Beas, Amritsar Rural filed by the petitioner himself as complaint case.

2. Learned counsel for the petitioner submits that the cancellation report submitted by the Investigating Agency has though been accepted, but the objection filed by the petitioner showing dissatisfaction of the report has been termed as complaint/protest petition and further complainant has been

directed to lead his evidence (preliminary evidence).

Feeling aggrieved, petitioner is before this Court by way of present petition.

3. This Court is of the view that there is no cause of action with the petitioner to challenge the impugned order, as no right of the petitioner, who even as on day cannot be termed as accused, seems to have infringed.

4. Faced with the situation, learned counsel for the petitioner prays for withdrawal of the present petition with liberty to avail legal remedy, in accordance with law, if need arises in future.

5. Dismissed as withdrawn, with the liberty as sought and recorded hereabove.

(SANJAY VASHISTH)
JUDGE

January 28, 2025

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Whether speaking/reasoned: *Yes/No*

Whether Reportable: *Yes/No*