

CRM-M-60776 of 2024

2025.PHHC:001795



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

CRM-M-60776 of 2024

Date of decision: 09.01.2025

Smt. Anju

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: - Mr. S.K. Garg Narwana, Sr. Advocate,  
with Mr. Vishal Garg Narwana, Advocate,  
Mr. Rahul Garg, Advocate,  
Mr. Mukul Ahuja, Advocate, and  
Mr. Om Pal Potlia, Advocate,  
for the petitioner.

Mr. Amrik Narwal, DAG, Haryana.

**NAMIT KUMAR, J. (ORAL)**

1. Challenge in the present petition is to the order dated 06.12.2023 (Annexure P-2) passed by learned Chief Judicial Magistrate-cum-Presiding Officer, Pre Lok Adalat, Panipat, whereby it has been observed that notice sent to the complainant (present petitioner) has been received back served through her mother-in-law and since none has appeared on behalf of the petitioner/complainant, as such the cancellation report has been accepted.

2. Learned Senior counsel for the petitioner submits that the petitioner is residing with her parents at some other place and has never been served with the notice before acceptance of cancellation report submitted by the police. In this manner, the petitioner has not been given an opportunity to oppose the cancellation report.



- 3. Learned State counsel could not justify the order passed by the Chief Judicial Magistrate-cum-Presiding Officer, Pre Lok Adalat, Panipat dated 06.12.2023.
- 4. In view of the above, impugned order dated 06.12.2023 (Annexure P-2) is set aside and the matter is remanded to the said Court for reconsideration of the cancellation report after affording an opportunity of hearing to the parties concerned.
- 5. Disposed of accordingly.

09.01.2025  
R.S.

(NAMIT KUMAR)  
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No