



CRM-M-49009-2025

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

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CRM-M-49009-2025

Date of Decision: 12.02.2026

GURPREET SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE H.S.GREWAL.

Present: Mr. Kirat Pal Dhaliwal, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 528 of BNSS of 2023 for quashing of FIR No. 30 dated 04.05.2015 under Sections 279 and 304-A of the IPC registered at Police Station Sadar Nabha District Patiala, Punjab and all subsequent proceedings arising therefrom.

2. Learned counsel for the petitioner submits that the investigation has been conducted for the second time as the earlier cancellation report filed by the State before the Id. trial Court was rejected vide order dated 10.09.2016 and the file was sent back to the concerned quarter for further investigation. The said order reads as under:—

“Statement of the complainant has been recorded that he objects to the present cancellation/untraced report. Accordingly, the present cancellation/untraced report is rejected. File is being sent back to the concerned quarter for further investigation. Judicial file be consigned to the Record Room.”

However, thereafter, the prosecution again filed a cancellation report.

Vide order dated 28.01.2023, the Court observed that the Investigating Agency had not complied with the order dated 10.09.2016 and, accordingly, rejected the

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untraced report and directed that the file be sent back to the concerned quarter for further investigation.

3. Notice of motion.

4. Mr. Parneet Singh Pandher, Assistant A.G.Punjab accepts notice on behalf of the respondent-State.

5. I have heard the submissions made by learned counsel for the parties and perused the record.

6. A perusal of the record shows that vide order dated 10.09.2016 the ld. trial Court had directed for further investigation merely on the objection raised by the complainant and without assigning any reasons. Similarly, in the subsequent order dated 28.01.2023, without passing a speaking order only reference has been made to non-compliance of the earlier order dated 10.09.2016.

7. Keeping in view the above facts and circumstances of the case, the present petition is disposed of with a direction to the learned trial Court to reconsider the cancellation report placed before it and pass a reasoned / speaking order in accordance with law.

12.02.2026
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(H.S.GREWAL)
JUDGE

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