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HIGH COURT OF CHHATTISGARH: BILASPUR

Writ Petition (C) No. 6146 of 2007

PETITIONER

Bajrang Lal Jain, S/o. Banwari Lal Jain, aged about 37 years, R/o. Bhaiyathan Raod, Surajpur, District Sarguja (CG).

Versus

RESPONDENTS

- 1 State of Chhattisgarh, through the District Magistrate, District Korea (CG).
- 2 Superintendent of Police, District Korea (CG).
- 3 Station House Officer, P.S. Pzatna, Tehsil Baikunthpur, District Korea (CG).
4. Pawan Kumar Agrawal, S/o. Late Shri Omprakash Agrawal, aged about 47 years, R/o. Bhaiyathan Road, Surajpur, District Sarguja (CG).

(Writ Petition under Article 226 of the Constitution of India)

SB: Hon'ble Mr. Satish K. Agnihotri, J.

Present: Shri Adhil Minhaz counsel for the petitioner.
Shri Arvind Dubey, Panel Lawyer for the State.
None for the respondent No.4.

ORDER
(Passed on 31-10-2007)

Learned counsel appearing for the petitioner submits that information in regard to the final report, which according to the respondents No. 1 to 3/State, was submitted on 5-4-2003, was not furnished to the complainant as required under the provisions of Section 173 of the Code of Criminal Procedure. Learned counsel for the petitioner further submits that delay occasioned by late supply of information, the petitioner may have difficulty in pursuing the remedy



further. Thus, the same be condoned here. Learned counsel further submits that in view of the supply of information in regard to the submission of final report nothing survives in the matter. However, the petitioner be protected from unnecessary delay which may cause prejudice to the petitioner caused by late supply of information by the State.

2) In view of the foregoing, the petitioner is at liberty to take recourse to any other alternative remedy that may be available to him, in accordance with law. The delay caused on account of late supply of information by the respondents No. 1 to 3/State, may be considered while considering the application of the petitioner for delay.

3) In view of the above, this petition is disposed of.

Sd/-
Satish K.Agnihotri
Judge

raju