

CIS No. : UCR-247-2026

CNR No. PBJL03-009118-2026

State Vs. Nil

**FIR No.116 Dated 19.08.2024
Under Sections 331(3), 305 BNS
P.S Adampur, Jalandhar Rural**

Present; Ld. APP for the State

1. Heard on cancellation moved by SHO, P.S Adampur in FIR No. 116 dated 19.08.2024.

2. I have heard the Learned APP for the State as well as the complainant at length. The record has been perused.

3. A perusal of the record reveals that the present FIR was got registered against the unknown person on the complaint of complainant Davinder Singh. The complainant has stated in his complaint that he is doing job in Punjab National Bank, Circle Office Hoshiarpur. On 14.08.2024, he went to his duty at 08.40 A.M as usual. His father and his wife were present in her house. At around 1:30 pm, his wife and father also locked the house and went to Kathar for household work. When his father and wife returned home at around 2:10 P.M in the afternoon, they unlocked the main gate and when they entered the house, they saw that the back wooden door of his house was opened and its lock was broken. When his wife went inside the rooms and she found that the cupboards were opened and the goods in them were scattered. His wife call him and informed him about the occurrence. He also came to his house. When he

came and found that an unknown person had climbed the wall from the back of their house and entered the house. The said unknown person had stolen approximately Rs.1,10,000/-, foreign dollars worth Rs.60,000/-, gold ornaments weighing about Four and a half tolas, Passport of himself, his wife Nisha Sarohiyan and his daughter, his Aadhar card and Aadhar Cards of his wife Nisha Sarohiyan, daughter Puneet Kaur and son Gagandeep Singh Sarohiyan, Voter card of himself, his wife, son and daughter, driving license of his wife, RC of his car PB 08 FC 3979, total 11 FDRs, two cheque books, copies of three banks and two ATMs. Upon this information, present FIR was registered.

4. After completion of the investigation, the police has filed the present untraced report on the ground that police has tried to find out the unknown person who have committed the alleged offence of theft from the house of the complainant but despite of the thorough investigation, no whereabouts of the unknown accused could be traced out. Upon presentation of the present untraced report, the complainant Davinder Singh was summoned, who appeared before the Court on 01.04.2026 and suffered his statement that he do not agree with the investigation carried out by the police and requested that further investigation may kindly be directed. It is pertinent to mention here that sole disagreement of the complainant with the untraced report cannot be a ground for return of untraced report for further investigation. But in the present case, the Court has found that till presentation of untraced report, the police has made

appreciable efforts to trace out the unknown accused persons even by collecting dump data from the mobile phone companies to locate any doubtful person at the place of alleged occurrence. However, the accused could not be traced out. Perusal of the file further shows that there is copy of another GD No. 21 dated 11.11.2024 present on the file which is regarding the report of theft committed at Government Senior Secondary School, Village Pandori Nijjran, P.S Adampur, Jalandhar Rural, in which the theft was also committed by some unknown person. Vide this GD number, the police has combined the occurrence of theft of 28.09.2024 at Government Senior Secondary School, Village Pandori Nijjran, P.S Adampur, alongwith the FIR for the purpose of investigation. However, in the untraced report file, there is no reference of any investigation regarding the occurrence of 28.09.2024. From the above discussion, Court is of the view that if the police will investigate with regard to the theft committed on 28.09.2024 at the Government Senior Secondary School, Village Pandori Nijjran, P.S Adampur, then unknown accused of the present FIR may also be traced out. Therefore, there is sufficient room for further investigation of the present FIR as well as occurrence of theft dated 28.09.2024 recorded vide GD No. 21 dated 11.11.2024.

5. In view of the above discussion, the present untraced report is hereby declined and it is returned to the concerned Police Station with direction to further investigate regarding Rapat No.21 dated 11.11.2024 and also regarding the present FIR. In view of Judgment of *Hon'ble*

Punjab and Haryana Hgh Cour in case titled as Jasveer Singh Vs. State of Punjab CRM-M-44143-2020 (O&M) date of decision 11.08.2021, it is observed that the cases of cancellation reports where further investigation is ordered, in such cases cancellation/untraced along with certified copies of original documents filed by the police along with original orders passed, notices issued by the Court, reports on the same be consigned to the Judicial Record Room and copies of cancellation/untraced report and certified copies of orders passed, notices issued by the court and reports, on the same alongwith original documents filed by the police be given to the officer-in charge of the police station against written acknowledgment.

6. In view of above referred judgment untraced report along with certified copies of original documents filed by the police along with original orders passed, notices issued by the Court, reports on the same be consigned to the Judicial record Room and copies of untraced report and certified copies of orders passed, notices issued by the court and reports on the same alongwith original documents filed by the police be given to the officer-in charge of the police station against written acknowledgment and file be consigned to the record room accordingly.

Pronounced in open Court on:
Dated: 20.07.2026
Jatin JW (JG)

(Dr. Supreet Kaur),
Judicial Magistrate Ist Class,
Jalandhar (UID No.PB0603)