

**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO(S). OF 2024
(@SLP(Cr1.) No(s). 3614-3616/2019)**

CHANDRA DUTT JOSHI ... PETITIONER(S)

Versus

**THE STATE OF UTTARAKHAND & ... RESPONDENT(S)
ORS. ETC.**

O R D E R

1. Leave granted.
2. By the impugned judgment, the High Court has quashed the First Information Report based upon a suicide note and the report received from the Forensic Science Laboratory regarding the genuineness of the said suicide note. The investigation has not been completed and at that stage, the FIR has been quashed.
3. We do not agree with the impugned order of the High Court quashing the FIR based solely on the suicide note without any investigation as

per the Cr.P.C. We have also been informed by the learned counsel for the respondents that whatever investigation has been carried out, accused nos. 6 and 7 have been exonerated in the investigation and the said fact is recorded in paragraph 6 of the impugned order.

4. The investigation is now to be carried out as against accused nos 1 to 5. In that view of the matter, we set aside the impugned order and direct the investigating agency to complete the investigation and submit the report under Section 173 (2) Cr.P.C. as early as possible, in any case, within the time permitted under the Code.

5. We further make it clear that as the two accused have already been exonerated, that matter would not be reopened. In case the investigating officer has already submitted a report under Section 173 (2) Cr.P.C. after completing the investigation, the directions issued above will not be carried out.

6. The Appeals and pending applications are disposed of accordingly.

..... .J.
[VIKRAM NATH]

..... .J.
[SATISH CHANDRA SHARMA]

NEW DELHI;
APRIL 22, 2024.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 3614-3616/2019

(Arising out of impugned final judgment and order dated 13-11-2018 in WPCRL No. 1891/2018 13-11-2018 in WPCRL No. 1892/2018 13-11-2018 in WPCRL No. 1778/2018 passed by the High Court Of Uttarakhand At Nainital)

CHANDRA DUTT JOSHI

Petitioner(s)

VERSUS

THE STATE OF UTTARAKHAND & ORS. ETC.

Respondent(s)

(IA No. 93175/2019 - EXEMPTION FROM FILING O.T.
IA No. 55315/2019 - EXEMPTION FROM FILING O.T.)

Date : 22-04-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE VIKRAM NATH
HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s) Ms. Manju Jetley, AOR
Mr. Sanpreet Singh Ajmani, Adv.
Mr. Amit Kumar, Adv.
Mr. Digant Mishra, Adv.
Mr. Vishal Gera, Adv.

For Respondent(s) Ms. Vanshaja Shukla, AOR
Mr. Ashutosh Sharma, Adv.

Mr. Anurag Dubey, Adv.
Mr. Rajesh Pathak, Adv.
Mr. Sumit Kumar, AOR

Mr. Sanjeet Kumar Trivedi, AOR

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeals and pending applications are
disposed of in terms of the signed order.

(SONIA BHASIN)
COURT MASTER (SH)

(RANJANA SHAILEY)
COURT MASTER (NSH)

[Signed Order is placed on the file]