



CWP-10762-2022

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

(237)

CWP-10762-2022

Date of Decision : 05.02.2025

Baljit Singh

...Petitioner

Versus

Punjab State Commission for NRI and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present: Mr. Navjot Singh, Advocate and  
Ms. Dhivya Jerath, Advocate  
for the petitioner.

Mr. Gulzar Mohammed, Advocate  
for respondents No.2 and 3.

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**KULDEEP TIWARI, J.(ORAL)**

1. The gravamen which is encapsulated in the instant writ petition is in fact arose from the order dated 12.04.2022 (Annexure P-4), passed by the Punjab State Commission for NRIs, Chandigarh, wherethrough, a specific direction has been given to the effect that re-investigation in case FIR No.27 dated 23.02.2021, under Sections 498-A and 34-A of the IPC, 1860, registered at Police Station City-I, Malerkotla, should not be carried out by the authorities, that have already filed a cancellation report.

2. What surfaced from the perusal of the record is that the earlier the investigation was conducted and cancellation report thereof, was filed, which was not accepted by the learned Illaqa Magistrate concerned, who ordered for re-investigation.

3. In the meanwhile, the respondents No.2 and 3, approached the NRIs Commission, which led to above direction passed by the latter.



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4. After considering the arguments, learned counsel for both the parties are *ad idem* that the direction made by the Commission concerned, be considered only as advisory in nature, instead of a mandatory direction.

5. In view of the above consensus, the impugned order is modified accordingly. Consequently, the instant writ petition is **disposed of**.

**(KULDEEP TIWARI)**  
**JUDGE**

February 05, 2025  
Manpreet

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No