

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CRM-M-10317-2015
Date of decision:21.05.2015**

Jaspal Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.H.N.S.Gill, Advocate for the petitioners.

Mr. Daljeet Singh Virk, AAG, Punjab

RAMESHWAR SINGH MALIK, J. (Oral)

Learned counsel for the State submits that Mr. Amritpal Singh, Manager, PUNSUP, who was holding this post up-to 31.3.2015, has come present in compliance of the orders dated 8.5.2015 and 20.5.2015 passed by this Court.

Mr.Amritpal Singh submits that, as a matter of fact, he was transferred from Tarn Taran on 31.3.2015 and in compliance of the transfer order passed by the competent authority, he handed over the charge of the post of District Manager, PUNSUP, Tarn Taran, so as to join his new place of posting. He further submits that he never received any intimation from the office of Advocate General, Punjab, otherwise he would have definitely appeared before this Court on the very next date of hearing, i.e. 8.5.2015. Still he tenders unqualified apology which, in the circumstances of the case, is accepted.

Learned counsel for the petitioners submits that in compliance of the order passed by this Court, petitioners have joined the investigation.

Relevant documents have already been recovered from the petitioners because they cooperated with the investigating agency and they are no more required for the purpose of any further investigation. He prays for allowing the present petition.

The above-said factual aspect of the statement made by the learned counsel for the petitioners could not be denied by the learned counsel for the State and rightly so, it being a matter of record. Learned counsel for the State, on instructions from Sandeep Bansal, District in charge, PUNSUP, submits that petitioners have joined the investigation and relevant documents have already been recovered from them.

In view of the above, the order dated 8.4.2015 passed by this Court is hereby made absolute, however, subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Disposed of, accordingly.

21.05.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE