

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

**Crl. Misc. No.M-13372 of 2014 (O&M)
Date of decision : 19.01.2015**

Balwinder SinghPetitioner
versus
State of Punjab & others ...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Ashok Bhardwaj, Advocate for the petitioner.
Mr. Gurinder Jeet Singh, DAG, Punjab.

RITU BAHRI , J. (Oral)

The petitioners are seeking directions to respondents No.1 to 3 to hand over investigation regarding disappearance of Kamlesh Kaur wife of petitioner to some independent agency/Crime Branch, Punjab, since respondents No.2 and 3 have failed to locate aforesaid Kamlesh Kaur and also have failed to take appropriate legal action against respondents No.4 to 10.

On 03.12.2014, status report was filed by Deputy Superintendent of Police, Sub Divn. Tarn Taran stating therein that on 19.11.2014, raid was conducted at the house of Satnam Singh where his mother disclosed that his son Satnam Singh is mostly lives in Gurduwara and comes to home after lapse of many months. Again raid was conducted on 23.11.2014 and 26.11.2014 but Satnam Singh was not found at home. Warrants of arrest have been obtained from the Court for 20.12.2014 and investigation in progress.

Fresh status report dated 18.01.2015 has been filed by the Deputy Superintendent of Police, Sub Division City Tarn Taran wherein it is submitted that during investigation, Shamsheer Singh son of Boota Singh resident of Village Sanghe, father of accused Satnam Singh, submitted an application for cancellation of FIR No.319 dated 24.08.2014 under Sections 363, 366 IPC, Police Station City Tarn Taran after conducting fair and impartial enquiry which was entrusted to Sh.Harvinder Singh SP, Headquarters, Tarn Taran and concluded that Kamlesh Kaur was major in age and fled away with someone else with her own consent and the complaint has been registered after a lapse of about two years under deep rooted conspiracy. There was no evidence regarding abduction of Kamlesh Kaur by Satnam Singh and the allegations of the petitioner are not proved. Cancellation of the case has been recommended on 13.01.2015, after approval which will be submitted before the Court.

As per the enquiry report, no further order is required to be passed.

Disposed of.

19.01.2015

Vinay

**(RITU BAHRI)
JUDGE**