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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-19679-2015
Date of decision: 29.09.2015

Vijay Kumar

... Petitioner

Vs.

State of Punjab and ors.

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Mandeep Kumar Dhot, Advocate
for the petitioner.

Ms. Anmol Grewal, AAG, Punjab.

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RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner, by way of instant petition under Section 482 Cr.P.C., seeks appropriate direction to respondent No.2 to hand over the investigation to some senior police officer of the district or any other independent agency in FIR No.94 dated 29.05.2015 under Sections 365, 34 IPC, registered at Police Station Merharban, District Ludhiana.

Notice of motion was issued and pursuant thereto, reply has been filed.

Learned counsel for the State, on instructions from SI, Parmdeep Singh, Police Station Merharban, District Ludhiana, submits that the competent authority has already constituted a Special Investigation Team on 15.09.2015. The SIT is seized of the matter. She further submits that in view of the action taken by the competent authority, present petition does not survive and the same may be disposed of, as such.

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High Court Chandigarh

Faced with the above, learned counsel for the petitioner also fairly states that let the present petition be disposed of, in view of the statement made by learned counsel for the State, however, liberty may be granted to the petitioner to pursue his other remedies in accordance with law, as and when necessity arises.

In view of the above, present petition is disposed of, with a direction to the Commissioner of Police, Ludhiana-respondent No.2 to ensure that an early and effective investigation is carried out by the SIT constituted by him. Petitioner shall also be at liberty to pursue his remedy, in accordance with law.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

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