

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

CRM-M-No. 21785 of 2014

Date of decision: 09.04.2015

Jafruddin

-----Petitioner (s)

V/s

State of Haryana and others

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. Abhimanyu Singh, Advocate for the petitioner(s).

Mr. Manish Bansal, Asstt. A.G., Haryana.

Mr. P.L. Verma, Advocate for respondent No.4.

Mr. Anil Shukla, Advocate for respondent No.5.

HARI PAL VERMA, J(Oral).

Prayer in this petition is for issuance of directions to respondents No. 2 and 3 to arrest the respondents No. 4 to 7 in FIR No. 728, dated 15.10.2013, under Sections 363, 366, 376-D, 457 and 380 of IPC (lateron added Section 4/6 of POSCO Act, 2012), Police Station, Nuh, District-Mewat.

On September 02, 2014, this Court has passed the following order:-

"Learned counsel appearing on behalf of respondent No.5 submits that the present petition has become infructuous qua respondent No.5 as he has surrendered before the trial Court.

Dismissed as infructuous qua respondent No.5.

Learned counsel for the respondent-State, on the basis of reply, submits that every possible effort has been made to arrest the accused and investigation is in progress as statement of

the prosecutrix was recorded under Section 164 Cr.P.C. Accused Mubin, Irshad and Samim have not been arrested and have been declared as proclaimed offender by the Illaqa Magistrate and the warrants of arrest have been issued against Kadir.

Although, the reply has been filed stating therein that efforts have been made to arrest the accused persons but it is not mentioned as to what efforts have been made to arrest them. The FIR was registered on 15.10.2013 and at that time, the prosecutrix was about 14/15 years of age. Superintendent of Police, District Mewat is directed to file his affidavit regarding the efforts made by the Investigating Officer before the next date of hearing.

Adjourned to 10.10.2014.

Copy of this order be given dasti to learned counsel for the respondent-State under the signatures of Special Secretary attached to this Court.”

In pursuance of the above order, status report by way of affidavit of Surender Singh Bhorla, HPS, Superintendent of Police, Mewat at Nuh, has been filed in the case, wherein, it has been stated that accused, namely, Mubin, Irshad, Samim and Kadir, were declared proclaimed offender from the Court of Illaqa Magistrate on 14.08.2014.

Learned State counsel submits that accused, namely, Irshad was arrested on 28.08.2014 and challan has been submitted against him in the Juvenile Court.

Considering the fact that the police has acted upon the aforesaid FIR, no further order is required to be passed by this Court.

Accordingly, the writ petition is disposed of.

April 09, 2015
Anjal

(HARI PAL VERMA)
JUDGE