

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

CRM No.M-9412 of 2015 (O&M)

Date of decision:21.07.2015

Raj Kapoor

... Petitioner

Vs.

State of Punjab & others

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ankur Malik, Advocate for the petitioner.

Mr. Nikhil K. Chopra, DAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

The present petition has been filed under Section 482 Cr.P.C. praying for the issuance of directions to respondent No.2 to ensure completion of investigation in case FIR No.31 dated 21.02.2014, under Sections 406/420 IPC, registered at Police Station Model Town, Hoshiarpur.

On 25.03.2015, while issuing notice of motion, status with regard to the stage of investigation pertaining to the FIR in question had been called for.

Learned State counsel has filed in Court today a response by way of affidavit of the Deputy Superintendent of Police, Sub Division, City Hoshiarpur and the same is taken on record. Copy thereof has already been furnished to the counsel for the petitioner.

Perusal of the reply would reveal that the present petitioner is an accused in relation to the FIR in question and had preferred two petitions before this Court under Section 438 Cr.PC. seeking the concession of pre-arrest bail and the same had already been dismissed.

Counsel appearing for the petitioner would even concede that thereafter such concession was even sought in terms of submitting a petition in the Hon'ble Supreme Court of India and the same was rejected in the month of March, 2015.

Concededly, the petitioner is evading the process of law and has not joined investigation till date.

The present petition seeking directions for concluding investigation in the FIR in question is found to be totally mis-conceived and can only be construed as an abuse of the process of law.

Petition is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

21.07.2015
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