

118 CRM-M-26900-2016
PARAMJIT SINGH VS STATE OF PUNJAB ETC

PRESENT Mr.Gautam Dutt, Advocate,
for the petitioner.

Petitioner has filed the present petition under Section 482 Cr.P.C., for a direction to the respondents to fairly investigate the FIR No.92 dated 23.11.2015, registered under Sections 451, 323, 324, and 427/34 IPC, registered at Police Station, Bholath, District Kapurthala, in which he has levelled allegations that he and his son Harwinder Singh had been assaulted by Mohinder Singh and Malkiat Singh.

A perusal of the investigation/inquiry conducted by the DSP, Bholath, indicates that a cross-version has also been recorded against the petitioner at the instance of Mohinder Singh on the basis of conclusion arrived at by recording statements of the persons of the locality to the effect that a fight had arisen between he petitioner Paramjit Singh and Mohinder Singh and petitioner Paramjit Singh and his son dragged Mohinder Singh into their house and gave beatings to him but thereafter Mohinder Singh's brother Malkiat Singh had also gone there. Paramjit Singhpt has also received injuries.

Counsel for the petitioner submits that on account of influence of the opposite party, the petitioner has got apprehension that the prosecution agency, on the basis of unfair investigation, shall drop the proceedings.

The petitioner has already submitted a representation to the SSP, Kapurthala, Annexure P3 dated 1.12.2015, claiming that an inquiry should be conducted and case should be registered under Section 452 IPC against the opposite party.

The dispute appears to be amongst the family members pertaining to a property. The inquiry conducted by the DSP, Bholath, cannot be said to be unfair at this stage. The totality of the circumstances do not warrant any interference in the investigation, at this stage.

At this stage, counsel for the petitioner seeks permission to withdraw the present petition with liberty to approach senior police officers for an appropriate remedy.

Disposed of as withdrawn with above said liberty.