

366 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.30749 of 2016 (O&M)
Date of decision : 14.09.2016

Nachattar Singh and others

..... Petitioners

Versus

The State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. B.S.Sidhu, Advocate for the petitioners.

Mr. Ashish Sanghi, DAG, Punjab.

None for respondent No.2.

AJAY TEWARI, J. (Oral)

On 01.09.2016 the following order was passed :-

“This petition has been filed under Section 482 Cr.P.C for quashing the FIR No. 19 dated 25.1.2016 under Section 458, 427, 148, 149, 506, 323 IPC registered at Police Station Nihal Singh Wala District Moga.

During the course of arguments, learned counsel for the petitioners states that he would not press the petition regarding quashing of FIR but two enquiries have been conducted but the reports are totally dissimilar and therefore, it would be an appropriate case where the investigation is handed over to a Senior officer.

Notice of motion.

At the asking of the Court Ms. Amarjit Kaur Khurana, Additional Advocate General, Punjab accepts notice on behalf of the State.

Let the respondent be served dasti through the counsel appearing before the trial Court.

Dasti only.

To come up on 14.9.2016.”

Service is complete but none has entered appearance on behalf of respondents No.2.

Learned Deputy Advocate General has accepted that the first inquiry which was conducted by DSP Nihal Singh Wala had exonerated the petitioner and the second inquiry conducted by DSP Investigation Moga came to a diametrically opposite conclusion and found the petitioner guilty.

In these circumstances, the petition is disposed of with a direction to the SSP Moga to get a fresh inquiry conducted by IPS officer and take further action thereafter.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

14.09.2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No