

CRM NO. M-30067 OF 2015

[1]

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

Sr. No.244

**CRM NO. M-30067 OF 2015
DECIDED ON: May 09, 2016**

GURBINDER KAUR

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

Present: Mr. M.S. Bajwa, Advocate,
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

JASPAL SINGH, J

Instant petition has been preferred under Section 482 Cr.P.C. by Gurbinder Kaur seeking issuance of direction to respondents No. 1 & 2 to hand over the investigation of the FIR No. 72, dated March 27, 2015, under Sections 379 & 411 IPC read with Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Sultanwind, District Amritsar to some other investigating agency for proper and fair inquiry.

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In response to notice of motion, reply has been filed by learned State counsel in the shape of an affidavit of Prabhjot Singh, PPS, Assistant Commissioner of Police, South, Amritsar.

It is undisputed fact that a representation dated July 08, 2015 moved by Gurbinder Kaur-petitioner was enquired into by Assistant Commissioner of Police, South, Amritsar and during inquiry, the allegations levelled by her were found to be false. A report to this effect was also sent to Deputy Registrar of this Court. Subsequent thereto, another representation dated October 12, 2015 was moved by her which was dealt with and enquired into by Additional Deputy Commissioner of Police, Crime, Amritsar. Vide a report dated January 30, 2016, the allegations levelled therein were also found to be false, as a result whereof, both the aforesaid representations have been filed. It is also an un-rival fact that investigation in this case is already complete and challan is shortly to be presented after the receipt of chemical report from the Forensic Science Laboratory.

In view of the aforesaid facts and the inquiries conducted by two different authorities, this Court does not find any merit in this case. Instant petition has rendered infructuous and same is disposed of as such.

However, petitioner shall be at liberty to have recourse to the other remedies available to her under law.

May 09, 2016
Ankur

(JASPAL SINGH)
JUDGE