

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

CRM-M-No.34401 of 2015

Decided on:-06.12.2016

Sukhbir Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr.K.S. Dhanora, Advocate
for the petitioner.

Mr.Vikas Malik, DAG, Haryana.

Mr.Amit Rana, Advocate for respondent No.7.

HARI PAL VERMA, J. (ORAL)

Prayer made in the present petition filed under Section 482 Cr.P.C. is for issuance of a direction to the official respondents to arrest the accused/private respondents No. 4 to 7 i.e. Shamsheer Singh son of Jagat Singh, Narsi @ Naresh son of Shri Sultan Saini, Shera @ Sher Singh son of Shri Bhim Singh and Rugal son of Shri Inder Singh respectively in case FIR No.814 dated 12.12.2011 under Sections 302, 452, 148, 149, 285, 120-B IPC and Sections 25 of the Arms Act, 1959 Police Station Hansi City District Hisar (Annexure P-1), as they have been declared Proclaimed Offenders in the aforesaid case.

Learned counsel for the petitioner contends that despite the FIR having been registered against accused/private respondents No. 4 to 7, the police has not made any effort to arrest them.

Mr.Amit Rana, Advocate has put in appearance on behalf of respondent No.7 and filed Memo of Appearance in Court today which is

taken on record. He submits that during the course of investigation respondent No.7 has been found innocent, therefore, prayer of the petitioner is liable to be rejected qua respondent no.7.

On the other hand, learned State counsel, on instructions from ASI-Vinod Kumar, submits that even the other respondents i.e. respondents no.4 & 6 i.e. Shamsher Singh and Shera @ Sher Singh have already been found innocent during investigation (i.e. *polygraph test*). However, so far as respondent No.5 Narsi @ Naresh is concerned, he has been declared as Proclaimed Offender by the trial Court vide order dated 28.07.2012 (Annexure P-2) and despite sincere efforts of the police, he has not been found in the vicinity. Efforts are being made by the police to trace him and to proceed against him in accordance with law.

In view of the aforesaid developments in the case, learned counsel for the petitioner does not press this petition for the relief claimed qua respondents No. 4, 6 and 7.

Accordingly, present petition is dismissed as not pressed qua respondents No. 4, 6 and 7.

So far as the relief claimed against respondent No.5 is concerned, the police shall make an endeavour to proceed against him in accordance with law.

Disposed of.

(HARI PAL VERMA)
JUDGE

06.12.2016
Anjal

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No