

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRR No.1432 of 2016 (O&M)

Date of decision: 11.04.2016

Reshan Singh

.....Petitioner

versus

State of Haryana

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Amit Khatkar, Advocate for the petitioner

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh, J. (Oral)

The petitioner seeks further investigation under Section 173 Cr.P.C. into FIR No.519 dated 26.12.2013 registered under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at police station Safidon, District Jind. It is alleged in the FIR that 2 kilograms of opium was recovered from the petitioner. Case is now stated to be fixed for defence evidence. It comes out that the petitioner had earlier filed an application before the police authorities for inquiry into the matter. The inquiry was in fact conducted by Superintendent of Police, Karnal, in which certain findings were recorded in favour of the present petitioner and action was recommended against the investigating officer. It also comes out that one Manjit Singh and Jagdish @ Jaggi had approached this Court by

way of CRM Nos.32998 and 40124 of 2014, requesting that no action should be taken on the basis of the said report of Superintendent of Police, Karnal. The said petitions were disposed of by this Court vide common order 12.8.2015. The present petitioner being aggrieved of the said order, had approached the Hon'ble Supreme Court of India by way of CRLMP No.15933 of 2015. The Hon'ble Supreme Court upheld the order of this Court and at the same time observed that any material which is legally admissible can be relied upon by the petitioner at the time of trial. At that time, the petitioner never made any request either to this Court or the Hon'ble Supreme Court for further investigation. Therefore, when the case is at the fag end, further investigation into the FIR cannot be ordered.

The petition is accordingly dismissed.

11.04.2016

gk

**(Kuldip Singh)
Judge**