

Criminal Writ Petition No.205 of 2016 (O&M)
Date of decision: 26th February, 2016

Gurjant Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

BY POST/ORDER

Present: Ms. Shivali, AAG, Punjab,
for the State.

INDERJIT SINGH, J.

The application sent by Gurjant Singh and Parwinder Singh to the office of Hon'ble Chief Justice is treated as criminal writ Petition and is taken up on judicial side.

Notice of motion was issued. Learned State counsel appeared and he was directed to get conducted the preliminary inquiry and produce the status report before this Court on 26.02.2016 i.e. today.

Status report by way of affidavit of Gurjeet Singh Romana, PPS, Deputy Superintendent of Police, Sub Division Rampura Phul, District Bathinda on behalf of respondent(s)-State has been filed. Same is taken on record.

As per the said report, FIR No.11 dated 12.01.2016 was registered in Police Station Dayalpura, District Bathinda, under Sections 323, 341, 506, 148, 149 IPC. On 28.01.2016, Gurtej Singh, Ex. Member Panchayat got recorded his statement against Bhola

Singh, Jagtar Singh, Gurlal Singh and Babbu which shows the involvement of these persons in the aforesaid FIR. On the said statement of Gurtej Singh, Bhola Singh, Jagtar Singh, Gurlal Singh and Babbu were named as accused in the aforesaid case and DDR No.11 dated 28.01.2016 was lodged in police station Dyalpura. On 29.01.2016, the aforesaid accused persons were called by the Investigating Officer and they were arrested and released on bail in the said FIR, being bailable offences. Then the Investigating Officer apprehending breach of peace at the instance of said Jagtar Singh alias Avtar Singh and Babbu Singh alias Gurmilap Singh, initiated proceedings under Section(s) 107/151 Cr.P.C. vide Report No.17 dated 29.01.2016 and the said persons were produced before the learned Sub Divisional Magistrate, Rampura Phul on 30.01.2016 at about 12:00 noon. The learned Sub Divisional Magistrate, Ram Pura Phul released the said persons on bail on their furnishing bail bonds to the satisfaction of the Court. It is also stated in the report that a Board of Doctors was constituted on 25.01.2016 for giving opinion regarding the nature of the injuries on the person of injured Paramjit Singh and the board of doctors opined that there is fracture of proximal part of distal phalanx and the offence under Section 325 IPC has been added in that FIR.

The instant application is regarding taking away the son of applicant namely Avtar Singh by the police on 29.01.2016. It is also in the application that Babbu was also forcibly picked up by the police.

Keeping in view the reply that Avtar Singh and Babbu have

been produced before the Sub Divisional Magistrate concerned and they have been released on bail in the proceedings under Section(s) 107/151 Cr.P.C. and further they have been released on bail in the FIR case, no further action requires in the instant petition.

Therefore, the present petition is disposed of.

26th February, 2016
mamta

(INDERJIT SINGH)
JUDGE