

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

**CRM NO. M-11644 OF 2017 (O&M)
DECIDED ON : 24.05.2017**

Asfak

...Petitioner

versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present : Mr. R.S. Sahota, Senior Advocate with
Mr. B.R. Rana, Advocate,
for the petitioner.

Sulinder Kumar, AAG, Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Pursuant to the order dated 28.04.2017, the affidavit of the Commissioner of Police, Faridabad, has been filed today by learned State counsel in Court, wherein eventually it is stated that on account of the fact that the investigation in the case was not properly conducted by ASI Bharat Pal and Inspector Sunil Kumar, it has been recommended to the Superintendent of Police, Palwal, that further action be taken against the aforesaid officials.

It has also been stated that the Deputy Superintendent of Police, City Palwal, has informed the Superintendent of Police, Palwal, that investigation qua the

petitioner i.e. Asfak, and his co-accused, Prem and Sonia, have been stopped and they have been discharged from the case.

Obviously, in such a situation where the petitioner has actually been discharged, this petition seeking anticipatory bail, has been rendered infructuous and is disposed of as such.

It is further to be noticed that in fact the affidavit to be filed should have been directed by this Court to have been filed by the Superintendent of Police, Palwal, the FIR in question being of that district and not of Faridabad, but seeing the array of parties in the Court of the Chief Judicial Magistrate, Palwal, erroneously this Court had directed the Commissioner of Police, Faridabad, to file the affidavit, as the address of the accused therein was given to be of Ballabgarh, District Faridabad.

Be that as it may, it is expected that the inquiry to be initiated against the officials named in the affidavit of the Commissioner of Police, will be taken to its logical conclusion.

(AMOL RATTAN SINGH)
JUDGE

MAY 24, 2017
Shalini/Poonam-II

Whether speaking/reasoned :	YES/NO
Whether reasoned :	YES/NO