

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

CRM No. M-18875 of 2017 (O&M)

Date of Decision: 25.05.2017

Mithan Lal

--Petitioner

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Lajpat Rai, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.

Pleadings on record would indicate that the present petitioner had instituted a criminal complaint No.1048 of 2013 against a number of accused persons including respondents No.4 and 5 herein under Sections 307/364/452/323/324/325/326/148/149/506/379/427/120-B IPC.

Briefly, allegations put forth by the petitioner were that on the intervening night of 4/5.05.2011 all the accused persons/respondents No.4 and 5 with a common intention forcibly entered into his house armed with weapons and gave merciless beatings to the petitioner as also other family members.

Counsel has adverted to the order dated 10.06.2016 by the Judicial Magistrate 1st Class, Fazilka (Annexure P-2) and in terms of which present respondents No.4 and 5 having evaded the trial proceedings have been declared proclaimed persons. The limited prayer raised in the instant petition is for issuance of directions to respondent N.3 i.e. S.H.O. Police Station City Fazilka, Distirct Fazilka to initiate action as per provisions of Section 174-A IPC.

Without even touching upon the merits of the case and without ascertaining the correctness of the averments made in the instant petition, I deem it appropriate to dispose of the instant petition with a direction to respondent No.3 i.e. S.H.O. Police Station City Fazilka, District Fazilka to look into the matter in the light of an application/representation dated 17.10.2016 (Annexure P-3) that is stated to have already been filed and thereafter proceed in the matter in accordance with law.

Disposed of.

25.05.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |