

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

CRM-M-37409 of 2017.

Decided on:-07.10.2017.

Suresh Kumar.

.....Petitioner.

Versus

State of Punjab and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. D.S. Malwai, Advocate
for the petitioner.

HARI PAL VERMA, J.(ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for issuance of a direction to the official respondents to further investigate the matter and to account for the rice in the name of the petitioner which respondents No.8 to 10 have stolen from the godown of the petitioner. The respondents No.8 to 10 have delivered rice in their account in the previous year so as to complete their shortage inspite of the fact that the respondents No.8 to 10 were neither allotted any paddy during the crop year 2013-14 nor they have purchased paddy from any source to clear their backlog.

It has fairly been conceded by learned counsel for the petitioner that FIR No.85 dated 20.06.2014 under Sections 406, 420 and 201 IPC was registered at Police Station Amargarh, District Sangrur against the petitioner and other co-accused and in the said FIR, report under Section 173 Cr.PC has

already been presented in the Court. Moreover, information available on the official website of the District Courts, Sangrur reveals that charge under Sections 420, 406 and 201 IPC has been framed against the petitioner and other co-accused by learned Judicial Magistrate 1st Class, Malerkotla vide order dated 27.01.2016 and the case is now fixed for prosecution evidence.

Therefore, when the trial has already been commenced, the prayer made by the petitioner for issuance of direction to the official respondents to further investigate the matter and to account for the rice in the name of the petitioner which has allegedly been stolen by respondents No.8 to 10 from the godown of the petitioner, cannot be accepted at this stage by way of present petition filed under Section 482 Cr.P.C.

The present petition is, accordingly, dismissed.

October 07, 2017

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No