

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

CWP No.18347 of 2014
Date of decision : 23.02.2017

Sarabjit Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Ms. Puja Chopra, Advocate for the petitioner.

Ms. Lavanya Paul, Assistant A.G. Punjab
under the instruction from Ms. Kashmir Kaur, SP, Crime
Against Women, Ferozepur.

AMIT RAWAL, J. (Oral)

The petitioner has approached this Court with following
multifold reliefs:-

1. For transferring the investigation in case FIR No.149 dated 15.07.2012, under Sections 307, 336, 452, 427, 148, 149 IPC and 25/27/ 54, 59 Arms Act, 1959, Police Station Sadar Ferozepur to some independent agency or to CBI.
2. For quashing of the inquiry reports (Annexures P-2, P-3, P-9) and
3. For issuance of writ in the nature of mandamus to direct the respondent Nos.1 and 2 to take appropriate legal action against the police officers in sabotaging the investigation.

In pursuance to the reply filed on behalf of respondents, it has been indicated that challan has been filed and the matter is pending at the stage of considering the application under Section 319 of Cr.P.C. filed by the complainant.

The arguments of Ms. Puja Chopra, learned counsel appearing on behalf of the petitioner is that challan has not been filed against all the accused. The petitioner is at liberty to lead evidence and bring on record the challan in the pending case and accordingly, moved application under Section 319 of Cr.P.C. which in one of the case has already been filed.

Since the Court is seized over the matter, the prime grievance of the petitioner does not survive.

Resultantly, with the aforementioned observations, present writ petition stands disposed of.

Ms. Lavanya Paul, Assistant A.G. Punjab submits that previous orders passed by this Court reveals the imposition of the cost of Rs.20,000/- which has been paid to Sarabjit Singh-petitioner, whereas counsel for the petitioner disputed the same. In case statement made in the Court is found to be incorrect, liberty is granted to move appropriate application in this regard.

23.02.2017

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No