IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-31891 of 2018

DATE OF DECISION: NOVEMBER 20, 2018

GAINA ...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. J.S. MUNDI, ADVOCATE FOR THE PETITIONER.
MR. ABHAYPAL SINGH GILL, AAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

This petition has been filed seeking directions for transfer of investigation in case FIR No.78 dated 5.7.2018 under Section 302, 148, 149 IPC, Police Station Kum Kalan, District Ludhiana and in the alternative, it is prayed that the official respondents No.3 and 4 be directed to complete the investigation of the abovesaid case and submit a final report within a specific time frame.

The petitioner is the complainant where she reported the alleged offence whereby his cousin, namely, Maza was allegedly murdered by various persons, on the basis of which present FIR was recorded (Annexure P-4).

In response to the notice, reply has been filed on behalf of respondents No.2 to 4 by way of affidavit of Harjinder Singh Gill, PPS, Assistant Commissioner of Police (Industrial Area-A), Ludhiana indicating that the local police is carrying on investigation in a fair manner and

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respondent No.3, Commissioner of Police, Ludhaina has already constituted a Special Investigating Team comprising of SHO, PS, Meharban, Ludhiana, ACP Harjinder Singh Gill, PPS, (Industrial Area-A), Ludhiana and Addl.Deputy Commissioner of Police, Zone-4, Ludhiana vide order dated 7.7.2018. The reply further reveals that the petitioner and other witnesses were associated in the investigation. The affidavit says that as and when the investigation is complete, the final report will be submitted in the competent Court.

Considering the nature of relief claimed and the response submitted by the official respondents, nothing survives for adjudication or a direction. Keeping in view the stand of the State, it is expected that the final report shall be submitted at the earliest.

Petition stands disposed of.

November 20, 2018 **(MANOJ BAJAJ)**
Gulati **JUDGE**

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No

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