

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

CRM-M-39393-2018 (O&M)

Date of Decision:-11.9.2018

Harpal Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. S.S. Rangi, Advocate for the petitioner.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks issuance of directions to respondents No.2 to 4 to conduct proper and fair investigation in the case and to submit a challan. An alternate prayer has been made for entrusting the investigation to some senior police officers.

The learned counsel for the petitioner has submitted that he had filed a complaint against Kamaljit Kaur alleging therein that she had committed fraud by changing her date of birth from 4.3.1992 to 4.3.1990, so as to make herself eligible to marry the brother of the petitioner and that in fact as on the date of marriage she was less than 17 years of age. It has further been submitted that although an FIR had been registered in the year 2014 but no headway has been made so far. The learned counsel has further submitted that although the police after investigating the matter had filed a cancellation report but the same was not accepted and the learned Chief Judicial Magistrate vide order dated 21.3.2017 had directed that further investigation be conducted. It has further been submitted that thereafter another cancellation report was filed but the same was also not

accepted and vide order dated 2.12.2017, the learned Chief Judicial Magistrate again issued directions for conducting further investigation in the matter. It has thus been submitted that the police is not conducting fair investigation and is filing cancellation report repeatedly.

Having heard the learned counsel for the petitioner, the petition is disposed of with a direction to respondent No.2-The Senior Superintendent of Police, Barnala, District Barnala to look into the matter and to ensure that the FIR in question is enquired into and the investigation is conducted fairly and a final report is submitted expeditiously preferably within a period of four months from today. A copy of this order be sent to respondent No.2-The Senior Superintendent of Police, Barnala, District Barnala so as to enable him to do the needful expeditiously.

11.9.2018

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No