

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53335-2018

Date of Decision:-03.12.2018

Gurmeet Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. R.D. Bawa, Advocate
for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

By way of filing this petition, the petitioner seeks appropriate directions to official respondents to handover the investigation of FIR No.209 dated 23.10.2016 under Sections 392, 506, 148, 149 of Indian Penal Code, 1860 and under Sections 25/27 of Arms Act registered at Police Station Sadar, Amritsar to an independent agency or CBI.

Learned counsel for the petitioner submits that a false FIR has been registered wherein although nobody is named in the FIR but the petitioner is being implicated. It is submitted that falsity of the FIR would be evident from the fact that although the complainant states that he can recognize 5 persons who had entered into his premises and taken away ₹2.5 lakhs, but interestingly the complainant knew the petitioner since they had

business dealings with them and despite the same the petitioner is not named in the FIR and yet being involved. Learned counsel has further submitted that the Investigating Officer ASI Satnam Singh who is also involved in the present case is rather tainted inasmuch as he was caught red-handed by Vigilance Bureau in connection with another case.

Having heard learned counsel for the petitioner, the petition is disposed of with a direction to respondent No.3-Commissioner of Police, Amritsar to look into the matter and to ensure that the matter is fairly and impartially investigated at the earliest. It is further directed that the matter pertaining to the allegations that the petitioner's truck is illegally being detained by respondents No.7 and 8 be also looked into and in case, the allegations are found to be well-founded then necessary steps warranted under law be taken thereupon at the earliest.

A copy of this order along with copy of the petition be sent to respondent No.3-Commissioner of Police, Amritsar, so as to enable him to do the needful expeditiously.

(GURVINDER SINGH GILL)
JUDGE

03.12.2018
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No