

Sr.No.125

IN THE HIGH COURT OF PUNJAB AND HARYANA CHANDIGARH

LPA NO.452-2018(O&M)

Date of Decision: 26.03.2018

Rup Lal and others

.....Appellants

versus

State of Punjab and others

.....Respondents

**CORAM HON'BLE MR. JUSTICE MAHESH GROVER  
HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present Mr.R.S.Thakur, Advocate for the appellants.

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**MAHESH GROVER, J(ORAL)**

This appeal is directed against the judgment of the learned Single Judge dated 18.05.2017.

The appellants are residents of village Alhuwal, Tehsil and District Gurdaspur and political rivals of respondent no.4, an erstwhile Sarpanch. The case was registered against him under the NDPS Act and the Investigating Officer found him innocent which led to the filing of a writ petition with a prayer that proper investigation has not been done in the case.

The learned Single Judge opined that the appellants cannot be allowed to dictate the course of investigation and it is best left to the investigating agency particularly when those aggrieved would have remedies in law under the procedural code.

We would have no reason to differ with the finding of the learned Single Judge in this regard and consequently decline interference. That apart, there is a delay of 220 days in re filing and 24 days in filing the appeal which we do not intend to condone as no sufficient reasons have been given in the application for condonation of delay in re filing the appeal.

Dismissed with the aforesaid observations.

**(MAHESH GROVER)  
JUDGE**

26.03.2018

**mamta**

**Whether speaking/reasoned  
Whether reportable**

**(RAJBIR SEHRAWAT)  
JUDGE**

**Yes/No  
Yes/No**