

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

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CRM-M-17835 of 2017 (O&M)

Date of decision: 05.02.2019

BIRA SINGH

...PETITIONER

VS.

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Malkiat Singh Hundal, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

MANOJ BAJAJ, J.(ORAL)

The present petition under Section 482 Cr.P.C., has been filed for seeking directions to respondents No. 2 to 4 to conduct investigation in to the death of the son of the petitioner who died under mysterious circumstances on 10.10.2015.

According to the petitioner, the police had closed the matter with the observation that Gurmeet Singh died due to intoxication whereas there was no FSL report to suggest it.

In response to the petition, the status report filed by way of affidavit of Ravinderpal Singh, PPS, Deputy Superintendent of Police, Sub-Divisional Ajnala, Amritsar-Rural on behalf of respondents No. 1 to 4 dated 04.04.2018 has been filed wherein it is mentioned that the matter relating to death of Gurmeet Singh was deeply enquired into. According to the reply, Gurmeet Singh was addicted to consuming heroin. The petitioner suspected the

involvement of Dharminder Singh and Surjit Singh, however, according to the stand of the official respondents Dharminder Singh and Surjit Singh are also similarly addicted. The report of chemical examiner as well as doctor was obtained and it is narrated in para 9 which reads as under:-

"9. That after receiving fresh report of the Chemical Examiner, fresh enquiry has been conducted by SHO P.S. Bhindi Saidan, Amritsar-Rural into the present matter and Dharminder Singh and Surjit Singh have again been interrogated by the SHO and their statements have again been recorded. On the basis of fresh enquiry conducted by SHO PS Bhindi Saidan, no foul play has been found in the death of the deceased Gurmeet Singh as it has been revealed that the deceased Gurmeet Singh has died due to consuming excess addiction of heroin and Dharminder Singh and Surjit Singh do not have fault in the death of the deceased Gurmeet Singh. Report of SHO PS Bhindi Saidan and statements of Dharminder Singh and Surjit Singh recorded by the SHO are annexed herewith as Annexure R-11/T to R-13/T for kind perusal of this Hon'ble Court".

In view of above, learned counsel for the petitioner does not press this petition and wishes to withdraw the same to avail alternative remedy, if any.

Dismissed as withdrawn.

February 05, 2019

Poonam Sharma

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No