

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-11949 of 2019

DATE OF DECISION: DECEMBER 4, 2019

PRASANT KUMAR ROUT

...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MS. MANPREET KAUR, ADVOCATE FOR THE PETITIONER.
MR. RAMDEEP PARTAP SINGH, DAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

This petition has been filed by the petitioner under Section 482 Cr.P.C. for issuance of directions to the official respondents to protect the life and liberty of the petitioner and his family members as he apprehend threat at the hands of the private respondents. Further a prayer has been made to carry out proper and impartial investigation in case FIR No.46 dated 17.2.2019 under Sections 323, 452, 436, 427, 506, 148 and 149 IPC, Police Station Zirakpur, District SAS Nagar.

Notice of motion in the petition was issued on 14.3.2019 and pursuant to the same, status report by way of affidavit of Sh. Gurbakshish Singh, PPS, Deputy Superintendent of Police, Derabassi on behalf of respondents No.1 to 3 has been filed. It has been mentioned in the status report that FIR No.46 dated 17.2.2019 as well as the representation filed on behalf of the accused regarding their false implication was looked into and it was found that 9 persons were involved in the crime. Sufficient evidence

was found against the said accused persons and the other co-accused, i.e. Rajnish Bhardwaj, Tajinder Singh, Ramesh Sehgal, Moni, Neel Kamal, Neelam Sharma and Gurbinder Singh were found innocent. Further the offence punishable under Sections 436, 452 IPC were not made out and the same were deleted. Apart from it, preventive measures under Section 107/151 Cr.P.C. were initiated against the parties, as there was apprehension of breach of peace. One Anu Sharma also lodged a cross-version through DDR No.10 dated 17.2.2019 under Sections 354, 294, 506 IPC against Sanyam Rout son of the petitioner and Rahul Rout. It has been further highlighted that the accused were arrested and admitted on bail.

Today, learned counsel for the State, on instructions from ASI Bhupender, has apprised the Court that investigation in the FIR as well as in the cross version set up by complainant Anu Sharma has been completed and the final report is likely to be filed soon against both the sides, which is pending for approval.

In view of the above, nothing survives for adjudication in this case.

Disposed off.

December 4, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No