

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

278

CRM-M-27672-2018 (O&M)
Date of decision: 26.08.2019

Sandeep Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- None for the petitioner.

Mr. S.P.S. Tinna, Addl. AG, Punjab.

ANIL KSHETARPAL, J.(ORAL)

Called twice, counsel for the petitioner is not present.

This petition was filed with the following substantive prayer:-

“It is therefore, respectfully prayed that this petition under Section 482 Cr.P.C. for calling the status report in case FIR No.78 dated 01.06.2018 u/s 306/34 IPC at P.S. Sadar Dhuri, District Sangrur (Annexure P-2) as the accused mentioned in the FIR with specific allegations of murder present respondent No.5 and 6 in connivance with the police/investigating agency have secured anticipatory bail and the investigation has become stands still may kindly be allowed.

It is further prayed for the transfer of the investigation to some other districts or independent agency in order to unearth the truth with regard to the murder of Bir Singh as the police has failed to perform their duties in accordance with the procedure laid down in the Cr.P.C. with regard to the cognizable offences and there is every apprehension in the mind of the complainant that complainant petitioner shall not get any justice from the local police who facilitated the accused person in getting the anticipatory bail as the investigation agency has stated that

custodial interrogation of respondents No.5 and 6 the main accused in the FIR is not required nor any application from remand of the accused nor any arrest in the case FIR relating to murder of Bir Singh has been made so far nor any proper investigation has been conducted nor the special investigation team has been constituted despite representation dated 11.06.2018 (Annexure P-4) submitted to the respondent No.3.”

Learned State counsel, on instructions from ASI Gamdur Singh, has submitted that after investigation, police did not find substance in the FIR and therefore, the cancellation report has been prepared which shall be submitted to the Court within one month.

In view thereof, the petition is disposed of by relegating the petitioner to the remedy before the Court concerned.

Disposed of.

26.08.2019
D.Bansal

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No