

S.No.236

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

CRM-M-31913 of 2018 (O&M)

Date of Decision:02.07.2019

Balbir Singh

.....Petitioner

Vs.

State of Punjab and othersRespondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Pritpal Singh Miglani, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 482 Cr.P.C seeking issuance of direction to respondents No.2 to 4 that the investigation of the case bearing FIR No.243 dated 26.12.2017 registered under Sections 302, 201, 148, 149 IPC at Police Station Sultanwind District Amritsar may be handed over to some other independent agency like CBI, Punjab Crime Branch/ SIT as the local Police has not investigated the matter in a proper manner; and further to issue direction to respondent No.5 to arrest the accused/ respondents No.6 to 10 as they are extending threats to eliminate the petitioner.

Learned State Counsel submits that there were total seven accused named in the FIR. The Police had conducted fair investigation. After conducting a thorough investigation, the Police found two persons as involved in the case. Accordingly, the challan was filed against them. As per the Police investigation, four persons were not found involved in the case, therefore, no challan was filed against them. However, prosecution has already moved an application under Section 319 Cr.P.C against these

four persons. It is further submitted that one person is yet to be arrested and warrant of arrest has been obtained by the Police against him. Necessary action will be taken against him as well.

Learned counsel for the petitioner does not dispute this factual gamut, as stated by the learned State Counsel.

In view of the above, no further orders are required in the case. Accordingly, the present petition is dismissed. However, the petitioner would be at liberty to avail his remedies, if any, in accordance with law before the trial Court.

July 02, 2019	(RAJBIR SEHRAWAT)
renu	JUDGE
Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No