

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

**CRM-M-32875-2018 (O&M)
Date of decision : 14.1.2019**

Sukhpal Singh @ Pal and others **Petitioners**
Versus
State of Punjab and others **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. N.S. Dandiwal, Advocate for the petitioners.

Ms. Sunint Kaur, AAG, Punjab.

Mr. Sunil Kumar, Advocate for respondents No. 5 and 6.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Short reply dated 8.1.2019 by way of affidavit of Deputy Superintendent of Police, Jandiala, District Amritsar (Rural) in compliance to the order dated 3.8.2017 passed by this Court has been filed. The same is taken on record.

Heard.

It comes out that challan qua present petitioners is pending investigation. Though it is claimed that other accused are tried and acquitted.

Learned counsel for complainant has informed this Court that trial Court has ordered for further investigation in this case qua petitioners and the petitioners are being called to the concerned police station by issuing notice under Section 160 of the Code of Criminal Procedure.

Learned State counsel undertakes that petitioners will not be called to the concerned police station without issuing notice Section 160 of the Code of Criminal Procedure.

The only prayer made by the petitioners is that they should not be harassed by calling them to police station time and again in case FIR No. 83 dated 20.12.2011, registered under Sections 325, 323, 341, 427, 506, 120-B, 148 and 149 (Annexure P-1), registered at Police Station Tarsikka, District Amritsar in which Section 307 IPC was added but converted to Section 326 IPC by this Court.

In the circumstances, present petition is disposed of with the direction to the official respondents not to call the petitioners to the concerned police station without issuing notice under Section 160 of the Code of Criminal Procedure, mentioning the time of appearance and reasoning for summoning. It is further directed that the petitioners will be called to the police station only during the day time.

Disposed of with aforesaid directions.

(KULDIP SINGH)
JUDGE

14.1.2019
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Whether speaking / reasoned
Whether Reportable:

Yes/No
Yes/No