

245

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

CRM-M-51887 of 2018

Date of decision: July 23, 2019

Rajpal @ Raju Baba

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Hitesh Ghai, Advocate for the petitioner.

Mr. Saurav Khurana, DAG Punjab.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for directing the official respondents to conduct fair and independent inquiry in FIR No.102 dated 15.04.2017, under Sections 420, 195, 506, 120-B of Indian Penal Code, 1860, registered at Police Station Daba, District Ludhiana.

In response to notice of motion issued by this Court, reply by way of affidavit of Sandeep Kumar Wadhera, PPS, Assistant Commissioenr of Police, Ludhiana has already been filed on behalf of respondents No.1 to 4.

Perusal of the same, *inter alia*, reveals that after investigation, report under Section 173 Cr. P.C. has already been submitted against two co-accused, namely Jaswinder Singh and Kamal Mahant, on 11.03.2019 and now the case is fixed for 19.08.2019 for prosecution evidence. Reply further reveals that remaining two other co-

accused, namely Harpal Singh and Daljit Singh, were evading their arrest.

Learned State counsel, on instructions from Assistant Sub Inspector Tarsem Singh, has apprised the Court that ultimately, above both co-accused were declared as Proclaimed Offenders, on 20.05.2019. He has assured the Court that further proceedings against both the absconders would be initiated as per law.

In view of the above, no directions are required to be issued in the matter.

Petition stands disposed off. However, petitioner would be at liberty to raise his plea before learned trial Court, if so advised.

(MAHABIR SINGH SINDHU)
JUDGE

July 23, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No