

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-40341-2019

Date of Decision: 18.12.2019

Kuljit Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: None for the petitioner.

Mr. A.P.S. Gill, D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

Though counsel for the petitioner is not present, it being well past 04:00 p.m., Sh. Ravinder Singh, DSP (Crime) Moga, is present in Court and learned State counsel on instructions from him submits that the factum of the petitioner having actually suffered a fracture in both legs, in the occurrence that took place four months after the FIR in question was registered against the petitioner and his co-accused, has been found to be correct.

That being so and it also not being denied that he has joined investigation and his custodial interrogation is not required, the petition is allowed, with the interim order dated 10.12.2019 made absolute.

However, this order will not be treated to be an observation of this court on the merits of the case, but only in view of the fact that the investigating agency itself has stated that it does not require custodial interrogation of the petitioner, and because the petitioner, though in a subsequent occurrence

essentially between the same people, is also seen to have suffered fractures in both his legs.

Naturally, the complainant would be at liberty to avail of his remedy as legally available, as regards any grievance, including the investigation process.

The petition is disposed of accordingly.

December 18, 2019
nitin

Whether speaking/reasoned
Whether Reportable

(AMOL RATTAN SINGH)
JUDGE
Yes/No
Yes/No.