

CRM-M-64381-2018(O&M)

Date of Decision :19.12.2019

MANPREET SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents.

CORAM : HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. S. S. Gill, Advocate for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

This is a petition under Section 482 Cr.P.C. for issuance of directions to respondents No.1 and 2 to take appropriate legal action against the private respondents in case FIR No.111 dated 04.05.2018 under Section 302/34 IPC registered at P. S. Derabassi, District SAS Nagar, Mohali.

Notice of motion was issued on 07.01.2019 and respondents was directed to file the status report of the case.

Reply by way of short affidavit of Simranjit Singh, PPS, Deputy Superintendent of Police, Dera Bassi, District SAS Nagar, (Mohali) dated 29.03.2019 was filed and as per the reply it was stated that Harjit Singh submitted an application to the SSP, Mohali, which was marked to ASP Sub Division Dera Bassi, who marked the same to the SHO Dera Bassi. The inquiry was conducted by SHO Dera Bassi on the basis of the inquiry conducted by the SHO Dera Bassi, DSP Dera Bassi submitted his report to the Senior Superintendent of Police, SAS Nagar, Mohali, vide his letter No.1566/C/DSP/D. Bassi, dated 13.01.2019.

Learned counsel for the petitioner states that the inquiry should

have been conducted by the Sr. Officer of the District.

Learned State counsel on instruction from ASI Gurmukh Singh since the SSP was not satisfied with the inquiry conducted by the SHO Dera Bassi and now the file has been sent to SP investigation where the inquiry is pending.

The concerned Inquiry Officer is directed to hear the complainant and other parties before drawing any conclusion.

Since the matter is pending before SP, Mohali, therefore, this petition is disposed of as having become infructuous with liberty that if there is any cause of action after the conclusion of the inquiry, the petitioner can re-agitate the matter.

Let the inquiry be finalized within two months from the date of receipts of certified copy of this order.

19.12.2019

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(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes / No</i>
<i>Whether Reportable</i>	:	<i>Yes / No</i>