
Sunil Rajwar vs. State of Punjab

Present: Ms. Anju Arora, Addl. A.G., Punjab.

Pursuant to the orders of this Court dated 23.05.2018, 12.09.2018 and 13.12.2018, an affidavit of Sh. Gurpreet Singh, Assistant Commissioner of Police (West), Ludhiana, has been filed in Court today by learned State counsel, which is taken on record.

In the affidavit, it is stated that upon an enquiry having been conducted against ASI Harpal Singh, who, as it had been seen to this Court, had made a false statement on 14.05.2018 to the learned State counsel then appearing (as already recorded in the order dated 23.05.2018), the enquiry proceedings are stated to have been concluded, with a punishment of stoppage of one increment permanently having been imposed upon him.

It is to be again noticed that disciplinary proceedings had been ordered to be initiated by this Court against the aforesaid official on account of the fact that learned State counsel, on instructions stated to have been received from him, had submitted to this Court on 14.05.2018 that the complainant had been summoned to testify before the trial Court on 25.01.2018, whereas on 14.05.2018 even the case had not been committed to the Court of Sessions and therefore obviously the instructions given by the official to the learned State counsel on 14.05.2018 were not just wholly erroneous but false, in a matter where the petitioner was seeking the concession of bail under Section 439 of the Code of Criminal Procedure.

Without making any comment on the rights of the aforesaid official in any appeal and revision against the aforesaid orders, which naturally is a right available to him, nothing further needs to be stated by this Court . The case file be consequently consigned to the record room.

February 13, 2019
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(AMOL RATTAN SINGH)
JUDGE