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GURVINDER SINGH

...PETITIONER

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

HARNARESH SINGH GILL, J.(ORAL)

Case is being taken up for hearing through video conferencing.

This petition has been filed for issuance of a direction to respondents No.2 and 3 to submit the challan under Section 173 Cr.P.C. in FIR No.33 dated 24.05.2020 registered under Section 302 IPC at Police Station Amir Khas, District Fazilka.

Learned counsel for the petitioner states that the petitioner is an eye witness of the murder of his brother Gursewak Singh committed by Khushanpreet Kaur @ Veerpal Kaur respondent No.4, who is the wife of Gursewak Singh.

Notice of motion to respondents No.1 to 3 at this stage.

On the asking of the Court, Mr. Venu Gopal Jauhar, Sr. DAG,
Punjab accepts notice on behalf of the State.

In the present case, the FIR was registered on 24.05.2020 on the complaint of Gurvinder Singh (petitioner) but the challan has not been presented as on today.

Without going into the merits of the present case, the present petition is disposed of with liberty to the petitioner to approach the Magistrate concerned with all the pleas, as have been raised in the present petition, in terms of the judgment of the Hon'ble Supreme Court in Vinubhai Haribhai Malaviya and Ors. Vs. The State of Gujarat and Anr., 2019 AIR (SC) 5233.

16.09.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether Speaking/Reasoned: Yes/No

Whether Reportable : Yes/No