

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-31146-2020

Date of decision: 06.10.2020

Sanjeev @ Seeba

....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

Mr. P.S. Walia, Assistant AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Sanjeev @ Seeba, stated to be aged 50 years, has filed the present petition, *inter alia* with a prayer for issuance of directions to respondents No.2 & 3 to take appropriate legal action in case FIR No.199 dated 17.07.2020, registered under Sections 302, 323 & 324 of Indian Penal Code, at Police Station Shahkot, District Jalandhar (Rural), by adding name of other four accused who were also accompanying Sanjeev Sharma and Tarun Sharma, as the police in connivance with the accused persons, had not recorded the correct statement of the petitioner-complainant and has registered the FIR only against the two persons namely Sanjeev Sharma and his son Tarun. It is further prayed that a direction be issued that investigation of the case be

handed over to some Senior Police officials not below the rank of SP or some independent investigating agency.

Notice of motion.

On asking of the Court, Mr. P.S. Walia, Assistant AG, Punjab, accepts notice on behalf of the State.

Learned State counsel informs the Court that the FIR has been registered, investigation is complete and challan is likely to be presented within a few days.

At this stage, learned counsel for the petitioner makes an oral prayer that for the same/similar grievance as made in the petition, the petitioner has submitted a representation dated 05.08.2020 (Annexure P-1) to SHO, Model Police P.S. Shahkot, District Jalandhar (Rural) (respondent No.3). He submits that the petitioner would submit a detailed representation to respondent No.2 within a week from today.

In view of the above, without commenting upon merits of the case, the present petition is **disposed of** with a direction that in case, the petitioner approaches the police authorities concerned, with above representation (Annexure P-1) or any other representation being filed before the Competent Authority concerned, the same shall be got examined by The Senior Superintendent of Police, Jalandhar (Rural) (respondent No.2), as expeditiously as possible, preferably within two months from the date of receipt of copy of this order, in accordance with law and necessary steps as may be warranted under the facts and circumstances of the case, be taken thereupon forthwith.

A copy of this order be sent by the Registry to The Senior

Superintendent of Police, Jalandhar (Rural) (respondent No.2), through e-mail or any other mode, so as to enable the said authority to do the needful expeditiously.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

06.10.2020
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No