

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-35330-2019 (O&M)

Date of decision: 24.01.2020

Hawa Singh

... Petitioner

Vs.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Rajesh Bansal, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of the notice under Section 41 (1) Cr.P.C. dated 17.07.2019 issued in FIR No.454 dated 14.11.2018 under Sections 148, 149, 323, 452, 506 IPC, Police Station Matlauda, District Panipat, by the Investigating Officer.

Reply by way of affidavit of Deputy Superintendent of Police, Panipat is on record, in which detail of the investigation carried out in the aforesaid FIR is given.

Learned State counsel, on instructions from ASI Sachin Kumar, has submitted that four persons namely Rajesh, Vinod, Krishan and Anil have been arrested and challan qua Rajesh, Vinod and Krishan stands presented and the police is taking action for arresting the other accused including petitioner Hawa Singh and as and when the investigation is complete, supplementary challan will be presented before the Court.

After hearing learned counsel for the parties, considering the fact that on 28.08.2019, while issuing notice of motion, it was directed that in the event of arrest of the petitioner, he will be given three days prior written notice, this petition is disposed of.

In terms of the order dated 28.08.2019, arrest of the petitioner shall remain stayed for a period of 10 days from today, to enable him to avail his alternative remedy, in accordance with law.

[ARVIND SINGH SANGWAN]
JUDGE

24.01.2020
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No