

Harvinder Singh Walia

.... Petitioner

VERSUS

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab
for the respondents alongwith Sh. Gursewak Singh Brar,
Superintendent of Police (Hq.), Mohali.

ARUN KUMAR TYAGI, J (ORAL)

Prayer in the petition filed under Section 482 of the Code of Criminal Procedure, 1973 is for issuance of direction to respondent No. 2 to entrust investigation in case bearing FIR No. 151 dated 26.06.2019 registered under Sections 406, 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 at Police Station Kharar, District SAS Nagar (Mohali) to some independent agency.

Vide order dated 20.01.2020 personal appearance of the Superintendent of Police (Headquarter) District S.A.S. Nagar (Mohali) was ordered.

In compliance to above said order, Sh. Gursewak Singh Brar, Superintendent of Police (Headquarter) District S.A.S. Nagar (Mohali) has appeared.

Status report by way of affidavit of Gursewak Singh, PPS,

Superintendent of Police (Headquarter) District SAS Nagar (Mohali) has also been filed. Copy given.

In the status report Gursewak Singh, PPS, Superintendent of Police (Headquarter) District SAS Nagar (Mohali), has submitted as under :-

“ 9. That it is respectfully submitted that from the inquiry conducted, the present case/FIR was found to be registered on the basis of true and correct facts. It is submitted that the accused party could not produce any evidence or witnesses regarding their innocence in the present case/FIR. Accordingly, finding no further action required on the aforesaid complaints, the deponent vide his report dated 28.01.2020 had recommended for filing the said complaints in the office with the issuance of directions to the Investigating Officer to thoroughly investigate the role of M/s Dynasty Buildwell Pvt. Ltd., Ajay Jindal, Pankaj Joshan and Charanjit Singh in the commission of the offences of the present case/FIR besides issuance of directions to the SHO P.S. Sadar Kharar District SAS Nagar to arrest the accused of the present case/FIR at the earliest and to complete/conclude the investigation of the present case/FIR and to submit the final report before the Ld. Court of competent jurisdiction.

The report of the deponent was thoroughly perused and considered by the SSP District SAS and while agreeing with the same, approved it and filed the aforesaid complaints of both the parties in the office.

10. That it is respectfully submitted that thereafter, the accused Harnesh Pal Singh and Daljit Singh @ Goggi were arrested in the present case/FIR on 28.01.2020. Efforts were made to arrest the accused Kamalpreet Kaur by conducting raids, however, she could not be arrested as she has been evading arrest and is on a run. It is submitted that the investigation of the present case/FIR is underway and strenuous efforts are being made to arrest the accused Kamalpreet Kaur and to take the investigation of the present case/FIR to its logical conclusion.”

Learned Counsel for the petitioner has submitted that in view of the status report, the petition has become infructuous and the same may be disposed of as having become infructuous.

In view of the above, the petition is disposed of as having become infructuous.

31.01.2020

kavneet singh

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No