

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

CRWP-153-2020

Date of Decision :- 6.8.2021

Sukha and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE H.S. MADAAN

Present: None for the petitioner.

Mr.J.S. Ghuman, DAG, Punjab.

Ms.Riffi Birla, Advocate
for respondents No.4 and 5.

H.S.MADAAN, J. (ORAL)

Case taken up through video conferencing.

In the written reply filed on behalf of the official respondents, it has been mentioned that an inquiry in the matter was conducted and allegations levelled by the petitioner in his application against the police of PS Makhu were found to be false and it transpired that petitioner Raja Singh was neither apprehended by the police of PS Makhu nor he was confined into illegal custody; that during the inquiry proceedings petitioners have got their statements recorded that petitioner Raja Singh was never apprehended by the police, copies of such statements have been attached with the written reply. It has further been contended that during inquiry, it came out that on 5.10.2019, respondent Varinder Thakral had moved an application before the police against petitioner No.1 – Sukha Singh and Nishan Singh alleging that Sukha

Singh and Raja Singh were doing job on his firm and both of them had stolen the huge quantity of DAP, pesticides etc. from godowns and sold the same to various persons. It was in connection with the said application that ASI Lakhwinder Singh from PS Makhu had called Sukha Singh to join the inquiry but Sukha Singh failed to do so. It has been further mentioned that there is no apprehension of threat to the life and liberty of the petitioners, in fact the police is doing its duty honestly and fairly.

Learned counsel representing respondents No.4 and 5 corroborates such assertions of the official respondents in the written reply.

There is no representation on behalf of the petitioners.

Under the circumstances, in view of the reply filed by the official respondents and for the reason that nobody is there before the Court for prosecution of the present petition, the petition cannot proceed further and is dismissed accordingly.

6.8.2021

Brij

Whether reasoned/speaking :

Whether reportable :

Yes/No

Yes/No

**(H.S. MADAAN)
JUDGE**