

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

114

CRM-M-7744-2021

Date of Decision: 19.02.2021

Amarjot Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Jaideep Verma, Advocate for petitioner.

Lalit Batra, J.(Oral)

This petition under Section 482 Cr.P.C. has been moved by the petitioner impugning the legality of orders dated 11.12.2020 and 05.02.2021 passed by learned Judicial Magistrate Ist Class, Ludhiana, in case FIR No.137 dated 15.10.2016 under Sections 120-B, 177, 420, 465, 467, 468 and 471 IPC, registered at Police Station Dugri, Ludhiana, in terms of which, application for directions to the Superintendent Central Jail, Ludhiana, to remove Sections 177, 465, 467 and 468 IPC, has been dismissed and the accused has been directed to surrender before the Court on 19.02.2021.

Learned counsel for the petitioner *inter alia* contends that in terms of guidelines issued by the High Powered Committee in its meeting dated 05.02.2021 and for the relief sought in the present petition, petitioner would move an appropriate application before the Magistrate concerned and grievance of the petitioner would be redressed in case direction is issued to the Magistrate concerned to dispose of the said application within two days.

In view of above, instant petition is disposed of in the manner that petitioner shall move appropriate application on 22.02.2021 before the Court concerned, in terms of latest guidelines issued by Government of

Punjab (Department of Jails) and Magistrate concerned is directed to deal with the said application of the petitioner strictly in terms of those guidelines especially keeping in view the fact that petitioner has been charge-sheeted to face trial for the commission of offence punishable under Sections 120-B, 420 and 471 IPC, as is evident from orders dated 28.03.2020 and 11.12.2020 (Annexures P-5 and P-7) respectively. The said application be disposed of expeditiously, latest by 24.02.2021 after hearing the parties concerned.

Order dated 05.02.2021 passed by the Magistrate shall be kept in abeyance and order of interim bail is extended till 24.02.2021.

(LALIT BATRA)
JUDGE

19.02.2021

D. Gulati

Whether speaking/reasoned : Yes/ No

Whether Reportable : Yes/ No