

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

205

CRM-M-21257 of 2021

Date of Decision: 08.09.2021

Manjit Kaur

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Naresh Kumar, Advocate, for the petitioner.
Mr. Rana Harjasdeep Singh, DAG, Punjab

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

By this petition, the petitioner seeks transfer of investigation of case bearing FIR no.154, dated 26.05.2019, registered at Police Station Model Town, District Hoshiarpur, alleging therein the commission of offences punishable under Sections 323 and 382 of the IPC, as also General Diary no.31, dated 26.05.2019, registered as cross version against respondent no.7, in the same police station.

On 02.07.2021 the following order had been passed by this court:-

“Case heard by way of video conferencing.

Notice of motion, with Mr. Saurav Khurana, learned DAG, Punjab, accepting notice on behalf of respondents no.1 to 6, on the asking of the court.

A copy of the petition be emailed to the learned State counsel today itself by the counsel for the petitioner.

Adjourned to 18.08.2021.

The Director General of Police, Punjab, will have the matter looked into the matter and have the affidavit of an officer of the rank of at least a DIG filed, giving therein detailed reasons as to why, in

the circumstances given in the petition, the investigation should not be transferred to the Bureau of Investigation/Crime Branch.

In the meanwhile, filing of the report under Section 173 of the Cr.P.C. shall remain stayed till the next date of hearing.”

Thereafter, a reply dated 05.08.2021 has been filed by the IGP, Jalandhar Range, Jalandhar, stating therein that the first investigating officer and the second investigating officer, i.e. ASI Hans Raj and ASI Dilbag Singh, did not carry out any effective investigation and consequently both of them as also the SHO who obviously did not 'supervise them properly', have all been subjected to a departmental enquiry which would be taken to its logical conclusion.

The investigation is now being carried out by Inspector Karnail Singh, SHO of Police Station Model Town, Hoshiarpur, as per the IGPs' affidavit.

That being so, learned counsel for the petitioner submits that the petitioner no longer wishes to pursue this petition.

Dismissed as withdrawn.

It is expected that the departmental enquiry initiated against all three officials would be carried to its logical conclusion fairly and properly.

A copy of this order be conveyed to the Inspector General of Police, Jalandhar Range, accordingly.

September 08, 2021
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No