

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

204

CWP-16715-2020

Date of decision : 02.03.2021

Mewa Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

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IN VIRTUAL COURT

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CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Karan Bhardwaj, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

CWP-16715-2020

This is a petition seeking issuance of a writ of mandamus directing respondents No.2 to 5 to hand over the investigation in case FIR No.56 dated 23.06.2020 under Section 22/61 of NDPS Act, 1984 (Annexure P-1) to respondent No.2 i.e. CBI or to some independent agency. It is further submitted that respondents No.4 and 5 be directed to submit a detailed report with regard to the tower location.

It is pointed out by counsel for the State that investigation in the matter was completed long back. Thereafter, even the charges were framed by the trial Court, a step which was never challenged by the petitioner before any Court. Not only this, the prosecution has even partly led its evidence before the trial Court.

In view of the above, and at this stage, any interference by this

Court would be in the nature of proceedings parallel to the proceedings of the trial. Therefore, this Court does not find it appropriate to continue with the present petition and to pass any orders qua investigation. Hence the present writ petition is dismissed.

However, the petitioner would be at liberty to avail all the pleas legally available to him, before the trial Court, at all appropriate stages.

(RAJBIR SEHRAWAT)
JUDGE

02.03.2021
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No