

254 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-13765-2016

Date of Decision: 20th April, 2022

Amrik Singh

Petitioner

Versus

State of Punjab and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Chanchal K. Singla, Advocate for the petitioner.
Mr. Sandeep Kumar, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

1. This petition was filed seeking directions to the official respondents to hand over the investigation of offence under Section 365 IPC registered as FIR No. 86, dated 17th March, 2014 under Section 365 IPC to an officer not below the rank of Senior Superintendent of Police as the police has failed to trace the whereabouts of Avtar Singh.
2. The petition is pending since 2016. Replies were filed.
3. As per the pleadings in the reply, the belongings of Avtar Singh were found near the Bakhra Kanal, Century Enclave, Patiala. The petitioner was issued notice and he got recorded a statement that there was no suspicious against anyone regarding missing of Avtar Singh.
4. On 3rd March, 2020, following order was passed:-

“Learned State counsel submits that the police has made all best possible efforts to trace out missing person-Avtar Singh, by publishing in newspaper 'Daily Pehredar' on 07.09.2019, circulation of news on news channel. Information regarding missing of Avtar Singh, was also circulated in all police stations situated in the Sate of Punjab, but Avtar

Singh could not be traced out.

In view of the above, the instant petition cannot be continued any more.

However, learned counsel for the petitioner seeks time to get instructions as to whether petitioner is having some new clue about Avtar Singh, aforesaid.

Adjourned to 30.03.2020.”

5. Learned counsel for the petitioner on instructions is not able to give any clues about the missing of Avtar Singh.
6. There is nothing on the record to even to prima facie show that the investigation is being intentionally delayed. No ground is made out for changing of the Investigation officer.
7. The petition is disposed of.
8. Needless to say that, the petitioner would be at liberty to avail remedies in accordance with law for redressal of surviving grievances if any.

[AVNEESH JHINGAN]
JUDGE

20th April, 2022
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |