

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-38271-2018
Decided on : 15.07.2022

Surinder Parsad

. . . Petitioner

Versus

State of Punjab and others

. . . Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: None for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to respondents No. 2 and 3 to conduct fair and impartial investigation in FIR No. 74 dated 16.06.2017 under Section 365 IPC registered at Police Station City-II, Malerkotla, District Sangrur.

Learned State counsel, on instructions from SI Jashandeep Singh, has submitted that the FIR has been registered by the complainant on the ground that his son namely Sunny Kumar has not come back since 10.03.2017 and he has suspicion that Deepak Kumar and Raj Kumar, who are friends of his son, had kidnapped his son. It is also submitted that the son of the petitioner had come back on 25.02.2020 and he is now residing with the present petitioner and has also given an affidavit to the effect that he had left the company out of his own free will. It is also submitted that it is on the said account that an untraced report was submitted before the Court on 18.10.2021 and the trial Court had issued notice to the complainant but the complainant had not appeared.

No one has appeared on behalf of the petitioner to rebut the said averments.

Keeping in view the abovesaid facts and circumstances, moreso, the fact that the son of the petitioner has returned and has given an affidavit to the effect that he had gone out of his own choice, the present petition is dismissed.

However, liberty is granted to the petitioner to file a fresh petition in case any cause of action survives.

(VIKAS BAHL)
JUDGE

July 15th, 2022
Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No