

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

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**CRM-M-24168 of 2019
Date of Decision: 01.09.2022**

Gurpreet Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

NAMIT KUMAR, J (ORAL)

This petition has been filed under Section 482 Cr.P.C. for issuance of directions to transfer the investigation of FIR No.27 dated 10.03.2019, under Sections 302, 148, 149 IPC and Sections 25/27 of Arms Act, 1959, registered at Police Station Division No.2, District Jalandhar Commissionerate to some independent agency.

The contention of learned counsel for the petitioner was noticed in the order dated 13.12.2019, which reads as under:-

“Learned counsel for the petitioner submits that although FIR was registered as far back as on 10.03.2019, no tangible progress in the investigation has been made. The FIR was registered on account of murder of the brother of the petitioner and it appears that the police is aiding the accused persons.”

In pursuance to the notice of motion order dated 13.12.2019, status report by way of affidavit of Harsimrat Singh, PPS, Assistant Commissioner of Police, Central, Jalandhar, has been filed by learned State counsel on behalf of respondents No.1, 2 and 4. Paras 4 and 7 of the said report reads as under:-

“4. That accused Ajay Masih and Vijay Masih was

arrested in the present case on 11.03.2019 and final report U/S 173 Cr.P.C. was presented in the court Sh. Mayank Marwaha JMIC Jalandhar on 03.06.2019 and matter stands fixed for 16.03.2020 in the court of Sh. Darbari Lal ASJ, Jalandhar.

7. *That SHO P.S. Division No.2 thoroughly conducted the investigation and during the course of investigation he visited the place of occurrence and record the statement of Manoj Kumar son of Rajinder Kumar resident of 130 Muhalla Sangat Singh Nagar Jalandhar, Ravi Sabarwal son of Sadhu Ram resident of 183, Street No.14, Sangat Singh Nagar, Jalandhar, Raja Masih son of Kishore Masih resident of H.No.127-C, Street No.10 Sangat Singh Nagar, Jalandhar, Kulbir Singh son of Jaggar Ram resident of Ping Parjia Khurd, P.S. Shahkot District Jalandhar and Ravi Lal son of Sudesh Kumar resident of H.No.1 Kasturba Nagar, Jalandhar and after recording the statements of the witnesses and verifying the CCTV footage collected from the place of occurrence, no involvement of accused Babbly, Renu, Samuel Masih and Tipu were found in the occurrence of present FIR as such SHO P.S. Division No.2 Jalandhar declared them innocent during the course of investigation and sent his separate report dated 18.06.2019, to answering respondent, who further forwarded the report to ADCP City-1, Jalandhar, who is an IPS officer and she agreed with the investigation conducted by the SHO in which the accused Babbly, Renu, Samuel Masih and Tipu were found innocent.”*

In view of the above, no further orders are required to be passed in the present petition as the matter has already been investigated.

Consequently, the present petition is disposed of.

(NAMIT KUMAR)
JUDGE

01.09.2022
D.Bansal

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No