

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

CRWP-7044-2020

Date of Decision: 30th August, 2022

Tajinder Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Ms. G.K. Hundal, Advocate for the petitioner.
Mr. Sandeep Kumar, Deputy Advocate General, Punjab.
Mr. Shivam Garg, Advocate for
Mr. Lalit Singla, Advocate for respondent No.5.
Mr. J.S. Khiva, Advocate for respondents No. 7 and 8.

AVNEESH JHINGAN , J.(Oral)

1. This petition is filed seeking directions to respondents No. 2 to 4 to protect life and liberty of the petitioner from the hands of private respondents (arrayed in the petition). Further prayer was made for transfer of investigation in the FIR No. 22, dated 23rd February, 2020, under Sections 379, 383, 419, 420, 465, 467, 471, 120-B of Indian Penal Code, 1860, registered at Police Station Bhudhlada, District Mansa to any other independent agency.

2. Notice of motion was issued.

3. State counsel had filed status report dated 17th November, 2020, wherein it is pleaded that respondent no.7 was arrested, challan presented and the matter is fixed for framing of charges. Further that investigation is continuing against respondent No.6 and on completion challan would be filed. Contention is that respondent No.5 is kept in list of witnesses.

4. Learned counsel for the petitioner submits that respondent No.5 has wrongly been kept in the list of witness, he should have been

made an accused.

5. From the perusal of the writ petition, it is forthcoming that there is no representation was made alleging apprehension of threat to the petitioner, no directions are called for on the first prayer made in the petition.

6. During arguments, leaned counsel for the petitioner has not been able to make out a ground for transfer of the investigation of the FIR.

7. For grievance raised that respondent No.5 should have been made accused in the FIR, the petitioner has efficacious remedy.

8. The petition is disposed of with liberty to the petitioner to avail remedies in accordance with law.

(AVNEESH JHINGAN)
JUDGE

30th August, 2022
Parveen Sharma

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