

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

**CRM-M No.31282 of 2022
Date of Decision: 27.07.2022**

Balraj Singh

.....Petitioner.

Versus

State of Punjab and others

.....Respondents.

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Buta Singh Bairagi, Advocate
for the petitioner.

MEENAKSHI I. MEHTA, J.(Oral)

The petitioner herein seeks the indulgence of this Court for the issuance of directions to respondents No.2 and 3 to submit the police report under Section 173 Cr.PC in the criminal case arising out of the FIR bearing No.03 dated 12.01.2021 registered at Police Station Makhu, District Ferozepur, under Sections 420, 465, 467, 468 and 471 IPC and to arrest respondent No.5 in connection with this case and also to add the offence under the relevant provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short, 'the SC/ST Act'), in the said FIR.

Mr. Sandeep Singh Deol, learned Deputy Advocate General, Punjab, has put in appearance on behalf of respondents No.1 to 3 in this case in pursuance of the copies of the instant petition having been sent to the respondent-State in advance and on the instructions from ASI Jhirmal Singh from the above-said Police Station, he apprises the Court that

accused Gian Singh and respondent No.4-accused Kulwinder Kaur @ Rajwant Kaur have been extended the concession of anticipatory bail by the competent Court and they have already joined in the investigation and the Challan/final police report is likely to be submitted against them within one month and so far as the arrest of respondent No.5 is concerned, the inquiry qua his role in the alleged crime is still going on and the appropriate decision in this regard would be taken after the conclusion thereof.

In view of the afore-discussed submissions as made by learned State counsel, it becomes explicit that the cause of action to pursue the instant petition further does not survive any more with the petitioner to the extent so far as it pertains to his prayer to direct respondents No.2 and 3 to present the Challan in the above-said criminal case and to arrest respondent No.5.

As regards the prayer of the petitioner for the addition of the afore-said offences under the SC/ST Act in the subject FIR, this Court is of the considered opinion that no such direction is warranted to be issued and the petitioner may raise the plea qua this aspect, if any permissible to him under law, at the appropriate stage before the competent forum.

Resultantly, the petition in hand stands dismissed accordingly.

July 27, 2022
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>