

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

110

CRM-M-31920-2022 (O&M)  
Date of decision: 15.12.2022

BALJINDER JEET SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

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Present : Mr. Anter Singh Brar, Advocate  
for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab  
for respondent Nos. 1 to 4.

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AMAN CHAUDHARY. J.

Present petitioner has been filed for issuance of directions to respondent No.1 to hand over the investigation/enquiry to CBI or some independent agency like Crime Branch, Punjab Police/CID or not below the rank of DIG Police for kidnapping Gurshan Singh.

This Court vide order dated 25.07.2022 had directed the State to file detail Status report in this matter. In compliance of the said order, short reply by way of affidavit of Jasmeet Singh, PPS, Deputy Superintendent of Police, Sub Div. Faridkot, District Faridkot dated 15.12.2022 has been filed. Same is taken on record. Copy thereof has been furnished to the learned counsel for the petitioner. Learned State counsel refers to para 5 of the same which reads thus:-

*“That with the constant and sincere efforts of District police, the Police of PS City Faridkot has recovered the said Gurshan Singh at Dabhwali, Haryana on 10-12-2022 along with his car Swift no. PB-69D- 7307. The so called victim has been produced before the Ld. JMIC (D) Faridkot on same day and got recorded his statement u/s 164 Cr.P.C, who claimed that he left*

*his house and went away by his own and there is no foul play on the part of private respondent in his disappearance. The custody of said Gurshan Singh has been handed over to his father Baljinder Jeet Singh present petitioner. As such the present petition has become infructuous and is liable to be dismissed.”*

Learned State counsel submits that once the son of the petitioner himself had given the statement under Section 164 Cr.P.C., stating therein that he had left his house on his own and there being no foul play on the part of the respondents in his disappearance and his custody has now been handed over to the petitioner and the present petition has been rendered infructuous and may be disposed of as such.

Learned counsel for the petitioner is unable to controvert the aforesaid fact.

In view of the above, no further orders are required to be passed in the present case.

Petition is disposed of as having been rendered infructuous.

**(AMAN CHAUDHARY)**  
**JUDGE**

**December 15, 2022**

*M.Kamra /S.Sharma(syr)*

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|----------------------------------|---|---------------|
| <i>Whether speaking/reasoned</i> | : | <i>Yes/No</i> |
| <i>Whether reportable</i>        | : | <i>Yes/No</i> |