

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35731 of 2019(O&M)
Date of Decision: 26.08.2022.

Gurmej Singh

... Petitioner

Vs.

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: None for the petitioner.

Mr. Kamal Preet Singh Bawa, Addl.AG., Punjab.

Mr. Sourabh Arora, Advocate
for respondents No.4 and 6.

AMAN CHAUDHARY, J. (ORAL)

Prayer in this petition is for a direction to respondents no.2 and 3 to take legal action against the respondents no.4 to 8, who are involved in causing murder of the son of the petitioner by drowning him in canal and actively caused disappearance of evidence after the incident.

Notice of motion was issued on 30.01.2020. In pursuance to the aforesaid order, status report dated 27.01.2020 has been filed. In para-6 of the said status report wherein it has been stated that on the basis of investigation carried out by ASI Charan Singh, no fault of respondents no.4 to 8 was found in the death of the deceased-Rajinder Singh. In para-8 of the said report, it has been further mentioned that detailed enquiry was conducted by the Deputy Superintendent of Police, Headquarter, Amritsar-

Rural and it was found that respondents No.4 to 8 were not at fault and it was proved that deceased Rajinder Singh has died due to drowning in canal. Legal opinion from the Deputy District Attorney, Legal, Amritsar on the inquiry report was also taken and the application given by petitioner was consigned to the record.

Learned State counsel also draws the attention of the Court of Annexure P-1, which is a Panchayatnama, wherein large number of respectable persons including council for municipal councils Jandiala Guru, Sarpanch Members of Panchayat and the inhabitants verifies through their joint statements that deceased Rajinder Singh had drowned suddenly while taking bath in the canal as he was trying to cross the canal in deep water.

In view of the aforesaid factual position, no further order is required to be passed in the present matter and the same is disposed of as having been rendered infructuous.

However, liberty is afforded to the petitioner to file an application for revival in case, any cause of action still survives.

26.08.2022
rekha sharma

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*