

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

CRM-M-59228-2022
Date of Decision: 19.12.2022

Babu Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Lakhwinder S. Sidhu, Advocate, for the
petitioner.

HARNARESH SINGH GILL, J.

The petitioner, by way of the present petition, seeks transfer of investigation in FIR No. 122 dated 25.09.2022 under Section 302 read with Section 34 IPC, registered at Police Station Boha, District Mansa, Punjab, to any District outside District Mansa, for the alleged reason that Mansa Police is not conducting a fair and an impartial investigation in the matter.

Learned counsel for the petitioner would submit that in respect of the murder of his son Jagjit Singh, on the intervening night of 24/25.09.2022, the police had registered the aforesaid FIR; that pursuant thereto, accused Davinder Singh, was arrested and remanded to police custody upto 30.09.2022 and thereafter he was remanded to judicial custody and since then, he has been in custody; that however, during the inquiry made by the petitioner and his family members in

the village, they came to know that accused Davinder Singh was helped in the commission of the said crime by Kirna Kaur; Seema Kaur; Bunt Singh; Kamaljit Singh; Sheera Singh and Happy Singh; that the petitioner submitted representations dated 28.09.2022 to the Director General of Police, Crime, Punjab and other authorities, but the aforesaid persons, being influential and politically well connect, no action has been taken against them, till today. Learned counsel for the petitioner would further submit that in the given circumstances, the petitioner does have every apprehension that the police is trying to hush-up the matter and is likely to present challan only against accused-Davinder Singh.

I have heard the learned counsel for the petitioner.

The petitioner alleges the role of Kirna Kaur and others, as mentioned above, in the alleged crime. However, as per the contents of the petition itself, the said version is based on the stated inquiry made by the petitioner and his wife in the village. The petitioner is relying upon the hear-say evidence and there is no material on record to substantiate the said allegations.

Even otherwise, the matter is stated to be under investigation by the Police. This Court earnestly hopes that the Police would carry out a fair investigation in the matter and bring to book the real culprit(s). This Court does not find any substance in the averments of the petitioner that the police is favouring the culprits.

No other point has been urged.

In view of the above, finding no merit in the present
petition, the same is hereby dismissed.

19.12.2022
ds

(HARNARESH SINGH GILL)
JUDGE

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