

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

(245)

CRM-M-40738-2017

Date of Decision : July 19, 2023

Jit Singh

.. Petitioner

**Versus**

State of Punjab and others

.. Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: None for the petitioner.

Mr. Anmol Singh Sandhu, AAG, Punjab.

**HARSIMRAN SINGH SETHI J. (ORAL)**

Present petition has been filed seeking a direction to respondents No. 2 and 3 to arrest respondents No. 4 and 5 who are accused in case FIR No.71 dated 05.07.2017 registered under Section 306 and 34 of the IPC at Police Station Chattiwind, District Amritsar Rural.

It may be noticed that prerogative to arrest an accused is with the Investigating Agency and no such order can be passed by the Court directing the Investigating Agency to arrest someone.

Even otherwise, learned State counsel, on the instructions from ASI Baldev Singh, submits that the investigation in the said FIR is already over and the challan has already been presented.

Keeping in view the said status of the investigation, no further orders are required to be passed in the present petition and the same is accordingly disposed of.

**July 19, 2023***harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No