

CWP No.11635 of 2022 (O&M)
Date of decision : 30.01.2023

Sanjeev Kumar

..... Petitioner

versus

State of Punjab & ors.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Ishan Gupta, Advocate for the petitioner.

Mr. Inderpreet Singh Kang, AAG, Punjab.

PANKAJ JAIN, J. (ORAL)

At the very outset learned State counsel submits that the departmental proceedings initiated against the petitioner have been stayed and the same has been stated in the written statement. Paras No.5 & 6 thereof read as under :-

“5. That, on the verbal order of the SHO, Police Station Sherpur that the case file should be handed over to the MHC, Police Station Sherpur only after getting the challan of the said case checked and passed by the District Attorney Sangrur. So as per the instruction of SHO, P.S. Sherpur, the petitioner got checked the challan of the above case from the District Attorney Sangrur on 01.11.2021 got it passed and after that handed over the case file to the ASI Rajwinder Singh/MHC, Police Station Sherpur on 01.11.2021 itself. The Challan of the said case was not presented in the learned trial court. The petitioner called the accused- Sandeep Singh on his mobile phone and asked him to meet. At this on 17.11.2021, the accused- Sandeep Singh met the petitioner outside the office of DSP Dhuri. During conversation, the petitioner told Sandeep Singh that his challan has to be checked from the Public Prosecutors and also Section 498A is to be deleted and in return of this work, the petitioner demanded a bribe of Rs.10,000/- from accused- Sandeep Singh. This was also supported by watching and listening to the video sent by the Sandeep Singh with his complaint to Vigilance Department. The petitioner was well aware that the challan of the said case has been checked and passed and the offense under Section 498A IPC has also been deleted in the case. So, by demanding the bribe money, the above noted case was registered at P.S. Vigilance Bureau, Patiala.

6. That after getting information from the Vigilance Department, departmental enquiry was initiated against the petitioner by the Senior Superintendent of Police, Sangrur. But in compliance to the order dated 26.05.2022 passed by this Hon'ble Court, the departmental enquiry has been stayed against the petitioner vide order No.1652-56/Steno dated 14-09-2022 by the Senior Superintendent of Police, Sangrur. Copy of the order dated 14-09-2022 is attached herewith as Annexure R-1/T.”

He further submits that he has instructions to submit that till the conclusion of the trial the same shall remain in abeyance.

Consequently, the present writ petition has been rendered infructuous.

Ordered accordingly.

**(PANKAJ JAIN)
JUDGE**

30.01.2023

Pooja sharma-I

Whether speaking/reasoned

Yes

Whether Reportable :

No