

2023:PHHC:082403

123 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31082-2023
Date of decision: 23.06.2023

XXXXXX

...Petitioner

V/s

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Sartaj Singh Gill, Advocate
 for the petitioner.

SUKHVINDER KAUR J. (ORAL)

1. Prayer in the instant petition filed under Section 482 of Code of Criminal Procedure to entrust the investigation arising out of FIR No.104 dated 04.11.2019 (Annexure P-3) registered under Sections 376, 323 and 509 IPC at Police Station Sandaur, District Sangrur to a Special Investigation Team (SIT) comprising of team of police officers outside the jurisdiction of respondent No.4-Superintendent of Police, District Malerkotla.

2. Learned counsel for the petitioner has contended that local police, instead of fairly investigating the case and arresting the accused persons, had proceeded to file a cancellation report despite rejecting of the cancellation report by the Judicial Magistrate 1st Class, Malerkotla vide order dated 16.08.2022 and directing the further investigation. Even after passing of more than 10 months, neither the accused persons have been arrested nor the investigation has been completed. He has contended that the police is protecting the accused persons. It has also been contended that the

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representation dated 03.08.2022 (Annexure P-10) has also been moved but no action has been taken upon the same so far.

- 3. Notice of Motion.
- 4. Mr. M.S. Bajwa, DAG, Punjab, who is present in the Court, accepts notice on behalf of respondent No.1-State.
- 5. In view of the above, the petition is disposed of with a direction to respondent No.2 to look into the representation dated 03.08.2022 (Annexure P-10) and take appropriate action, if any required, as per law within a month.

23.06.2023
manisha

(SUKHVINDER KAUR)
JUDGE

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