

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-32424-2023

Date of decision: 07.07.2023

Raj and others

....Petitioner

V/s

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Karan Chaudhary, Advocate, for the petitioners.

VIKAS SURI, J. (Oral)

1. Learned counsel for the petitioners submits that the son of petitioner Nos.1 and 3, namely Manpreet Masih, who is also brother of respondent Nos.2, 4 and 5, has been implicated on disclosure statement in FIR No.0043, dated 29.05.2023 under Sections 454, 342, 392 IPC and Section 25 Arms Act, registered at Police Station Nurmehal, District Jalandhar.

2. It is submitted that the petitioners are not aware about his whereabouts and the same has already been told to the police authorities. In spite of the same, the petitioners are being called by the investigating agency, made to sit for hours in the police station till late evening without being questioned or their statement being recorded. No exception is made even for the female members of the family.

3. Learned counsel for the petitioners submits that the petitioners

are cooperating with the investigating agency and have no objection for investigating against their family member viz. Manpreet Masih.

- 4. Notice of motion.
- 5. Mr. Sanish Girdhar, AAG, Punjab, puts in appearance and accepts notice on behalf of the respondents.
- 6. Learned State counsel, on instructions from ASI Surjit Singh, submits that the petitioners have never been summoned to police station. However, on two occasions the house of the petitioners was raided to arrest Manpreet Masih and apart from that none of the petitioners has been summoned. Due process prescribed in law is being followed in the investigation.
- 7. It is further submitted that in case the family members of the absconding accused, namely Manpreet Masih, are required in the course of investigation, they would be summoned in accordance with procedural law, by prescribed notice in writing.
- 8. Learned counsel for the petitioners, on instructions, submits that the petitioners are satisfied with the stand taken by the State and prays that the present petition be disposed of in view of the above submissions.
- 9. Disposed of accordingly.

(VIKAS SURI)
JUDGE

July 07, 2023
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Whether speaking/reasoned:	Yes
Whether reportable:	No