

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

116

CRM-M-38356-2023 (O&M)
Date of decision: 16.10.2023

Mohan Lal

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Dhawaljeet Dutta, Advocate for the petitioner.

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY. J.

CRM-32482-2023

Allowed as prayed for.

CRM-M-38356-2023

1. The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to respondent Nos.2 & 3 to carry out a fair and impartial investigation into the alleged incident wherein respondent No.4-Deputy Superintendent of Police, City Gurdaspur has registered the FIR No.146, dated 13.07.2023, under Sections 326, 427, 341, 506, 148 and 149 IPC at Police Station City Gurdaspur as well as to register FIR under Section 307 IPC against the accused and to protect the life and liberty of the petitioner and his family members.

2. On instructions from ASI Raj Masih, learned State counsel produced a copy of GD No.38, dated 03.08.2023, as per which Section 307 has been added against the accused, which is the main prayer made in the present petition, that was filed a day prior i.e. on 02.08.2023. He further submits that out of 05 accused, 2 have already been arrested and are in custody.

3. The aforesaid statement satisfies the learned counsel for the petitioner. However, he seeks time to file a representation, when was faced of it not having been submitted previously for protection of life and liberty of the petitioner is concerned, but prays that respondent No.2 be directed to grant the same.

4. Learned State counsel submits that he has no objection for the limited prayer.

5. Without commenting on merits of the case, the present petition is disposed of with a direction that in case, a representation is filed by the petitioner within a week from today, respondent No.2 is directed to consider the same and if found any substance therein, necessary steps be taken in accordance with law.

(AMAN CHAUDHARY)
JUDGE

16.10.2023
Ankur

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