

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

CRM-M-40234-2023

Date of decision: 17.08.2023

Lazar Singh

....Petitioner.

Versus

State of Punjab and others

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sartaj Singh Thakur, Advocate,
for the petitioner.

.....

SANJIV BERRY, J.

By way of present petition filed under Section 482 Cr.P.C, petitioner seeks direction to respondents No. 1 to 4 to conduct fair and impartial investigation in respect of cross case G.D. No. 023 dated 15.06.2023, under Sections 149, 323, 506 IPC, registered at Police Station Dharamkot, District Moga (Annexure P-4) in FIR No. 123 dated 15.06.2023, under Sections 323, 341, 149 IPC, registered at Police Station Dharamkot, District Moga and to submit the status report.

2. *Inter alia*, it is contended by learned counsel for the petitioner that the petitioner had been named as one of the accused in the FIR No. 145 dated 02.07.2022, under Sections 324, 323, 34 IPC, (Annexure P-1) and in FIR No. 123 dated 15.06.2023 (Annexure P-3) registered at Police Station Dharamkot, District Moga, during the inquiry/investigation

thereof, a scuffle took place then a cross case i.e GD No. 023 dated 15.06.2023 (Annexure P-4) was recorded at Police Station Dharamkot, District Moga. However, the police has not properly investigated the matter. As such, he has moved a representation dated 16.06.2023 (Annexure P-5) to respondent No. 4-Senior Superintendent of Police, Moga. But till date no action has been taken thereon. Hence, the present petition.

- 3. Notice of motion.
- 4. On the asking of the Court, Ms. Swati Batra, DAG, Punjab accepts notice on behalf of the State-respondents No. 1 to 5.
- 5. After hearing the respective submissions and without commenting on the merits of the case, the petition is disposed of with the direction to respondent No.4- Senior Superintendent of Police, Moga, to consider the averments made in the aforesaid representation, to dispose of the same expeditiously and to take action, as warranted, under the provisions of the law.
- 6. Decision so taken be conveyed to the petitioner.
- 7. Disposed of.

(SANJIV BERRY)
JUDGE

17.08.2023
preeti

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |