

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

CRM-M-42035-2022

Date of Decision: 25.04.2023

GOBIND SINGH

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Aman Godara, legal aid counsel
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

ANOOP CHITKARA, J.

1. The present petition has been filed by the petitioner under Section 482 Cr.P.C. seeking direction to respondents to constitute special investigation team to conduct further investigation in case bearing FIR No.120 dated 10.06.2022 registered at Police Station Baghapurana, District Moga, under Section 21 of NDPS Act, 1985 (Annexure P-1).
2. After arguing for some time, learned legal aid counsel submits that directions be issued to respondents No.2 and 3 who are sitting over the representation made by the petitioner. Learned legal aid counsel further submits that as per the contents of the petition, there is sufficient material to show that the petitioner was falsely implicated.
3. Given the petitioner's stand, it is clarified that in case, the petitioner files a fresh representation within one month from today before the concerned Director General of Police either personally or delegate the same to any IPS Officer under him, shall decide the same within two months from the date of filing of representation. It is clarified that such an order must be a reasoned order, and the same be communicated to the representationists without delay.

4. Liberty reserved to the petitioner to file fresh petition or to take other legal remedies in accordance with the law, in case the petitioner is not satisfied with the outcome.

5. It is clarified that there is no adjudication on merits and this order shall not come in the way if the interrogation of the petitioner is required in any cognizable case. It is further clarified that all the representations mentioned in the present petition, which are pending as on date, are treated to be closed.

6. Given in the entire facts and circumstances and more particularly the allegations of false implication this Court request the trial Court to expedite the trial and try to make endeavor to complete it positively by 31.07.2023.

7. *There would be no need for a certified copy of this order, and any Advocate for the Petitioner and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy. The concerned officer can also verify its authenticity and may download and use the downloaded copy for immediate use.*

8. Petition is allowed to the extent mentioned above. All pending applications, if any, stand disposed.

Learned legal aid counsel shall be entitled to his fee as per rules.

(ANOOP CHITKARA)
JUDGE

25.04.2023
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No