

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

107

**CWP-17952-2023 (O&M).
Date of Decision: 07.12.2023.**

DAVINDER SINGH

... Petitioner

Versus

U.T. CHANDIGARH AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Harsh Chopra, Advocate,
for the petitioner.

Ms. Shubreet Kaur, Junior Panel Counsel,
for the respondents/U.T. Chandigarh.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present writ petition is for seeking transfer of the investigation to an officer not below the rank of IPS in case bearing FIR No.21 dated 22.03.2023 registered under Sections 323, 341/34 IPC (Section 506 IPC added later on) at Police Station Sector 3 (North), Chandigarh (Annexure P-1).

Learned counsel appearing on behalf of the petitioner has vehemently argued that even though the incident had taken place in the

Court premises, however, the erstwhile Investigating Officer had chosen not to record the statements of the witnesses who had seen the occurrence.

Ms. Shubhreet Kaur, Junior Panel Counsel, appearing on behalf of the respondents/U.T. Chandigarh Administration, has pointed out that the Investigating Officer of the case has already been changed. She submits that the statements of the witnesses already stand recorded and final report has been prepared by the Investigating Officer which is likely to be filed soon before the learned Illaqa Magistrate. She further submits that the names of the witnesses namely Rajinder Singh and Sarwan Singh who were earlier in the list have since then been deleted from the list of witnesses.

Learned counsel for the petitioner fairly submits that as the Junior Panel Counsel has made a statement that the statements of the witnesses to the incident including the clerk of the petitioner who was present at the scene of occurrence has been recorded, hence, he has no subsisting grievance in the present matter and therefore, the same may be disposed of as having been rendered infructuous.

Disposed of as having been rendered infructuous.

Petitioner, however, shall be at liberty to pursue his remedies in accordance with law in the event any grievance survives.

December 07, 2023
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(VINOD S. BHARDWAJ
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No