

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

CRM-M-60249-2022 (O&M)

Date of decision:08.05.2023

SUKHDEV SINGH AND ANR.

...Petitioners

V/s

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Amit Dhawan, Advocate
for the petitioners.

Mr. P.S. Grewal, DAG Punjab.

DEEPAK MANCHANDA J. (ORAL)

This petition has been filed under Section 482 of Cr.P.C. seeking issuance of directions to respondent Nos. 1 to 3 to take action to take legal action against respondent Nos. 4 and 5 with regard to illegal custody of the petitioner with a further prayer that in case presence of the petitioners is required for any inquiry, then legal procedure be followed by issuing notice under Section 41-A or Section 160 of Cr.P.C.

Learned State counsel submits that a detailed inquiry report dated 31.01.2023 has been annexed with the status report dated 17.04.2023, wherein after looking into every aspect of the grievance raised by the petitioner, the inquiry has been conducted and petitioners have a remedy before the trial Court, if they are aggrieved of the said inquiry.

Learned counsel for the petitioners confines himself to the limited prayer that in case presence of the petitioners is required by the police authority in any inquiry, then proper procedure be followed and notice under Section 41-A or 160 of Cr.P.C. be issued to the petitioner.

Prayer is accepted.

Learned State counsel is directed to follow procedure by issuing notice under Section 41-A or 160 of Cr.P.C., in case presence of the petitioners is required.

Present petition is disposed of in aforesaid terms.

Pending CRM(s), if any, also stand disposed of.

08.05.2023
Ajay Goswami

Whether speaking/reasoned
Whether reportable

Yes
Yes/No

(DEEPAK MANCHANDA)
JUDGE