

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-791-2024 (O&M)
DECIDED ON: 31.01.2024

RAJESH KAPILA

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Himani Kapila, Advocate and
Ms. Ramandeep Kaur, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. DAG Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., seeking directions to respondents No.2 & 3 to take action against respondent No.4 by considering the representation dated 23.12.2023 (Annexure P-6) moved by the petitioner to respondent No.2 and to comply with the order dated 01.05.2023 (Annexure P-3) passed by the Judicial Magistrate 1st Class, Ferozepur.
2. In compliance to the order dated 09.01.2024, status report by way of an affidavit of Saumya Mishra, IPS, Senior Superintendent of Police, Ferozepur has been filed, which is taken on record. A copy of the same has also been furnished to the counsel for the petitioner.
3. Learned State counsel has made a reference to para 4 of the said status report, which reads as under:-

“That after getting the copy of order dated 09.01.2024 passed by this Hon'ble Court, the predecessor of the deponent had called the report from the Deputy Superintendent of Police, Sub Division,

Guruharsahai. In his report the Deputy Superintendent of Police, Guruharsahai has mentioned that after getting the copy of the order dated 01.05.2023 passed by the Ld. Court of Judicial Magistrate Ist Class, Ferozepur, vide which the respondent no.4 Sampuran Singh has been declared as Proclaimed Offender, the police had conducted various raids to arrest him, but accused succeeded to conceal himself at some secret place, due to which case bearing FIR No.5 dated 22.01.2024 Under Section 174-A IPC Police Station Lakho Ke Behram has been registered against respondent No.4.”

4. A perusal of the para 4 depicts that the Senior Superintendent of Police, Ferozepur had called the report from the Deputy Superintendent of Police, Sub Division, Guruharsahai for compliance of the order dated 01.05.2023 (Annexure P-3) passed by the Judicial Magistrate 1st Class, Ferozepur. Thereafter, it has been recorded by the deponent to the effect that respondent No.4 Sampuran Singh has been declared as Proclaimed Offender and police had conducted various raids to arrest him, but till date he is at large for which the efforts are still continuing and finally an FIR No.5 dated 22.01.2024, under Section 174-A of IPC, at Police Station Lakho Ke Behram has been registered.

5. In view of the aforesaid stand taken by the respondents by registration of an FIR, the grievance raised in the instant petition stands addressed and nothing survives in the present petition.

6. In the light of above, the petition stands disposed of having been rendered infructuous.

(SANDEEP MOUDGIL)
JUDGE

31.01.2024

Meenu

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