

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-5983-2023
Date of decision : 13.05.2024

Amarjit Singh Petitioner

versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: None for the petitioner.

Mr. Jaswinder Singh Arora, DAG, Punjab.

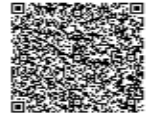
PANKAJ JAIN, J. (Oral)

1. No one appears on behalf of the petitioner. Same was the case on the last date.
2. Short reply by way of affidavit of Baljinder Singh, PPS, Deputy Superintendent of Police, Sub-Division Ajnala, Amritsar Rural has been filed on behalf of respondents No.1 to 3-State. The stand of the prosecution reads as under:-

“xx xx

4. That it is submitted that during the course of investigation of the aforesaid case FIR No. 118/2022 (supra), the accused Rashpal Singh was arrested on 09.11.2022 by the Investigating Officer and on the basis of his disclosure statement, the weapon of offence i.e. one country made illegal pistol.32 bore with 3 cartridges of .32 bore were recovered. The accused Devinder Singh was arrested on 15.11.2022 on the basis of his disclosure statement, the weapon of offence i.e. his

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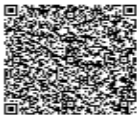
licensed pistol .32 bore with 3 cartridges of .32 bore was recovered.

5. That it is submitted that the final investigation report (challan) under Section 173 (2) Cr.P.C qua the aforesaid arrested accused persons namely Rashpal Singh and Devinder Singh was presented on 06/02/223 before the Court of learned Area Judicial Magistrate, which has been committed for trial to the Court of learned Sessions Judge, Amritsar and it is now pending for trial before the Court of learned Additional Sessions Judge, Amritsar, which is now fixed for 24/07/2023 for consideration of charge.

6. That it is submitted that during the course of investigation of the present case FIR No. 118/2022 (supra), on the basis of the verification of investigation conducted by the Superintendent of Police (Investigation), Amritsar Rural, the accused Tarunbir Singh @ Tannu and Charanjit Singh @ Channi have not been found involved in commission of crime of the present case as it has been revealed that at the time of occurrence, they were not present at the place of occurrence along with other co-accused persons, who were present at other places. Therefore, Tarunbir singh @ Tannu and Charanjit Singh @Channi have been declared innocent vide DDR No. 23, dated 10/02/2023. Thereafter, on the basis of the verification of investigation carried out by the Superintendent of Police, PBI/Operation, Amritsar, the accused Palwinder Singh was also found innocent in this case.

7. That it is submitted that the following co-accused persons are yet to be arrested in the

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aforesaid FIR No. 118/2022 (supra), who have been absconding and concealing themselves in order to avoid their arrest:

- i) Sukhraj Singh @ Sukh S/o Balwinder.
- ii) Bhajan Singh S/o Jagir Singh
- iii) Inderjit Singh S/o Rattan Singh
- iv) Harinder Singh S/o Bhajan Singh

8 to 13. xxxx

14. That it is further submitted that in pursuance to the Order bearing No.2204-07/Crime-Investigation-CC-4, dated 30.05.2023 received from the Director, Bureau of Investigation, Punjab, Chandigarh, the investigation of the aforesaid case FIR No. 118/2022(supra) has been transferred to the Assistant Inspector General of Police, Crime, Zonal Amritsar and it is now being carried out the Assistant Inspector General of Police, Crime, Zonal Amritsar.”

- 4. In view thereof, no further order is warranted.
- 5. Resultantly, the present petition is disposed off.

(PANKAJ JAIN)
JUDGE

13.05.2024
Dinesh

Whether speaking/reasoned : Yes
Whether Reportable : No