

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

252

CRM-M-7988-2021
Date of decision: 02.04.2024

HARPREET SINGH

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Gurmeet Singh Saini, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition prayer has been made for issuance of directions upon the official respondents for taking appropriate action in accordance with law, against the private respondents No.4 to 8, as per the allegations levelled in FIR No.223, dated 27.10.2020, under Sections 324, 148 and 149 of IPC, (under Sections 326 and 325 of IPC added later on), registered at Police Station Vairoke, District Fazilka (Annexure P-1).
2. The main grievance of the petitioner is with regard to the deletion of Sections 326 and 325 of IPC, during investigation. Upon notice, a detailed reply by way of affidavit dated 01.05.2021 of Sh. Palwinder Singh Sandhu, PPS, Deputy Superintendent of Police, Sub-Division Jalalabad, District Fazilka has been filed on behalf of respondents No.1 to 3. The same is taken on record, and as per the said reply, the injuries so suffered by the petitioner does not corroborate with the ocular testimony.

3. This Court, at this stage, cannot comment upon the veracity of the allegations, and counter allegations, as in the instant petition a cross-case has also been registered against the present petitioner, however, the cross-case was also found to be false. Therefore, in case the petitioner has any grievance with regard to the deletion of offence, which according to him are made out, he has an alternate remedy, to approach the learned trial Court concerned. Therefore, this Court at this stage, refrain to pass ask for mandamus upon the official respondents, however, since the investigation is pending since 27.10.2020, this Court deems it fit and appropriate to direct the investigating agency to conclude the investigation within 03 months from today, and thereafter, file their final report, before the learned Illaqa Magistrate concerned.
4. Accordingly, the instant petition is **disposed of**.

02.04.2024
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(KULDEEP TIWARI)
JUDGE

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