

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

CRM-M-18115-2024

DATE OF DECISION:-15.04.2024

Hardamanpreet Singh

...Petitioner.

Vs.

State of Punjab and others

...Respondents..

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Charan Jit Sharma, Advocate,
for the petitioner.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 482 Cr.P.C., prayer has been made for issuance of direction to respondents No.1 to 4 for conducting free, fair and impartial investigation in FIR No.63 dated 15.04.2023, registered under Sections 307, 324, 323, 506 and 34 IPC, at Police Station Sultanpur Lodhi, District Kapurthala, which is pending for the past almost one year.

2. Upon advance notice, Mr. Kewal Singh, Addl.A.G., Punjab appears on behalf of the respondents-State and on instructions from ASI Kulwinder Singh, Police Station Sultanpur Lodhi, informs this Court that upon deletion of offence under Section 307 IPC in terms of medical records and the opinion expressed by the concerned doctors, the file was forwarded to the office of Senior Superintendent of Police, Kapurthala on 31.12.2023 and the same is pending consideration.

3. In view of the aforesaid, the present petition is **disposed of** with the direction to the official respondents to conclude the investigation in the

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aforementioned FIR and submit a final report before the Illaqa Magistrate within a period of two weeks from today and in case, the needful is not done, the petitioner shall be at liberty to seek revival of the present petition by moving an appropriate application along with advance copy to the respondents-State through the office of Advocate General, Punjab. It is made clear that in case, the compliance of the aforesaid direction is not done before the listing of the said application, the Senior Superintendent of Police, Kapurthala shall remain present in Court so as to explain the delay in filing the final report, at the time of listing of the said application.

3.1 Further, it is directed that the petitioner be compensated for a sum of Rs.20,000/- for approaching this Court, seeking issuance of direction to the investigating agency so as to conclude the investigation in FIR, which pertains to April 2023 and a period of one year has expired. The cost of Rs.20,000/- be paid to the petitioner within a period of one week from today and same be got reimbursed from the official concerned on whose account, the delay in filing the final report occurred, which may even include the office of SSP, Kapurthala, as the report is pending consideration before the said office since 31.12.2023.

15.04.2024
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(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No