



CRM-M-29881-2023

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

257

CRM-M-29881-2023

Date of decision : 06.08.2024

Kuldeep Singh

..... Petitioner

V/S

State of Punjab and Ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. S.S.Salar, Advocate for petitioner.

Mr. Amandeep Singh, DAG, Punjab.

Mr. Ajay Pal Singh, Advocate for respondents No.5 to 7.

AMARJOT BHATTI J. (ORAL)

1. Kuldeep Singh has filed petition under Section 482 Cr.P.C. directing official respondents to register FIR against private respondents No.5 to 7 for causing death of Amrik Singh (father of petitioner) and for giving beating to petitioner and destroying 'nakka' in the land bearing khasra No.2151, 2184, 2185 and to further investigate the matter and to pass any other direction which the Court may deem fit.

2. Learned counsel for petitioner argued that petitioner is a Lineman in PSPCL, Punjab. On 20.12.2022 at about 4:30 PM, Major Singh, Avreet Singh @ Avi and Manpreet Singh @ Happy were using water from the newly laid nakka by petitioner to irrigate his fields. Said persons attacked petitioner with sticks and rods. His MLR is Annexure P-3. He was discharged on the next day. Police did not take any action.

Copies of complaints/representations are Annexure P-4 to P-6.



Petitioner has narrated various incidents when he and his father was threatened but no action was taken by the police. On 08.04.2023 at about 7:15 AM when his father went to the fields, private respondents again threatened his father. When petitioner reached there, he saw his father was very nervous and he fell down. Major Singh ran away from the spot. His father was taken to the hospital where he was declared dead. Copy of post-mortem report is Annexure P-13. Representation given to the police is Annexure P-14.

3. Notice was given to the respondents. Status report has been filed. In the status report, there is reference that post-mortem was conducted and viscera was sent for chemical examination. As per the report received, no poison was detected. The doctor gave opinion that it was a case of Cardiopulmonary arrest due to Myocardial Infraction, which is sufficient to cause death in ordinary course of nature. MLR of present petitioner is also reproduced in the status report. Considering the aforesaid facts, police initiated proceedings under Sections 107, 151 Cr.P.C. vide DDR No.19 dated 15.02.2023 against Major Singh, Avreet Singh @ Avi and Manpreet Singh @ Happy in which they were arrested and released on bail

4. I have considered the aforesaid factual position. The official respondents have disposed of the matter by initiating proceedings against respondents No.5 to 7 under Sections 107, 151 Cr.P.C. Complainant being dissatisfied with the action initiated by police has got other remedies available to him as provided under Criminal Procedure Code.

5. Learned counsel for petitioner stated that he will avail other remedies available to him as per law and is not intrested to persue the

present petition.

6. With this observation, present petition is accordingly disposed of with aforesaid liberty as prayed for by the petitioner.

7. Pending miscellaneous application(s), if any, stand disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

06.08.2024
Sunil Devi

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