

2024:PHHC:109556



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Sr. No.112

CRM-M-34226-2024 (O&M)
Date of decision : 27.08.2024

Daljit Kaur

..... Petitioner

VERSUS

State of Punjab and others

..... Respondents

CORAM: HON’BLE MS. JUSTICE KIRTI SINGH

Present: Ms. Shivani Jaglan, Advocate for
Mr. P.S. Gill, Advocate, for the petitioner.

Mr. R.S. Thind, DAG, Punjab.

KIRTI SINGH, J. (Oral)

1. By way of the present petition under Section 528 of BNSS, 2023 prayer is for issuing a direction to the official respondents to take action on the FIR No.48 dated 13.06.2024, under Section 346 IPC, registered at Police Station Raja Sansi, District Amritsar Rural and hand over the matter to an officer not below the rank of Senior Superintendent of Police or to the CBI. There is also prayer to investigate the involvement of the private respondents in occurrence.

2. Today, learned State counsel has filed status report dated 26.08.2024 in Court today. The same is taken on record.

3. As per the status report, it is submitted that a Special Investigation Team consisting of Superintendent of Police (investigation), Amritsar Rural, Deputy Superintendent of Police, Anti Narcotics, Amritsar Rural and Deputy Superintendent of Police, Special Branch and Criminal Intelligence, Amritsar Rural under the supervision of the Deputy Inspector

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General of Police, Border Range, Amritsar was constituted vide his office order bearing No.3560-66/Crime/Inv.1 dated 09.07.2024 by the Director, Bureau of Investigation, Punjab, Chandigarh for investigation of the present case FIR No.48 dated 13.06.2024. Hence, investigation of the present case (FIR No.48 dated 13.06.2024) is currently being conducted by the Special Investigation Team. The order is annexed herewith as Annexure R-1/T. It is further submitted that on 21.07.2024, the Investigating Officer conducted investigation from suspect i.e. respondent No.3 Baba Varnali @ Harjit Singh son of Teja Singh resident of village Varnali, Harsha Chhina now resident of Green City, Kot No.118, Palah Sahib Road, Gumtala, Amritsar in depth who disclosed that on 01.06.2024 on the day of Lak Sabha Elections, he and missing Lakhwinder Singh had stood polling agents from opposite parties and they both had a minor arguments due to a minor issue but they did not have any altercation on that day and he has no knowledge with respect to the reason of missing of Lakhwinder Singh, hence, no clue was found from his qua missing Lakhwinder Singh. It is also stated that on 24.07.2024, the Investigating Officer conducted investigation from the suspect i.e. respondent No.4 Sukhdeep Singh son of Baldhir Singh resident of village Shabjpur, Harsha Chhina, Amritsar who is leader of Kissan Union and worker of Aam Aadmi Party, who stated that on 15.05.2024, the depot holder of village Jhanjoti had made him phone call that he had come to his village having truck loaded with wheat of 05 villages and firstly wheat of his village was to be distributed but he told him that the slips of wheat had yet not been distributed and there is no storage place for storing the wheat. Hence, he may store wheat somewhere else and distribute it later on.

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During this episode he had not encountered the missing Lakhwinder Singh and had never any conflict with missing Lakhwinder Singh. Hence, no clue qua the missing Lakhwinder Singh was found.

3.1 In view of the fact that a Special Investigation Team (SIT) was constituted and investigation is being conducted by the same, no further orders are required to be passed in the matter.

4. The present petition is disposed of accordingly.

5. Pending miscellaneous application(s), if any, also stands disposed of.

(KIRTI SINGH)
JUDGE

27.08.2024
Ramandeep Singh

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