

251

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-8734-2023
Date of Decision:14.02.2024

Jagsir Kumar and ors ...Petitioners

Vs.

State of Punjab and others ...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : None for the petitioners.

Mr. I.P.S. Sabherwal, DAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

The petitioners have filed the present criminal writ petition under Articles 226/227 with a prayer to issue appropriate directions to the respondents No.1 to 3 to protect the lives and liberty of the petitioners from the respondents No.4 to 9.

A status report by way of an affidavit of Deputy Superintendent of Police, (Sub Division), Guruharsahai, District Ferozepur has been filed on behalf of the respondents No.1 to 3 and the same is taken on record.

Learned State counsel referred to the averments made in para No.3 and 4 of the reply which have been reproduced below:-

“3. That it is relevant to state here that the petitioners have leveled false allegations against the Police Department. After completion of investigation in FIR no. 188 dated 01.08.2022 u/s 323,325,34 IPC PS: Guruharsahai, challan has already been presented against Rajinder Kumar son of Des Raj, Janak Raj son of Harmesh Lal, Des Raj son of Bulla Ram, Sunita Rani wife of Janak Raj, Suman Rani wife of Rajinder Kumar in the court of Shri Neeraj Kumar Singla, learned Sub Divisional Judicial Magistrate, Guruharsahai and now the case is fixed for 21.02.2024 for prosecution evidence.

Further after the completion of an investigation, the chalan in FIR no.260 dated 05.10.2022 u/s 323,325,34 IPC PS Guruharsahai has already been presented against Rajinder Kumar son of Des Raj and Janak Raj son of Harmesh Lal in the

court of Shri Neeraj Kumar Singla, Learned Sub Divisional Judicial Magistrate, Guruharsahai and now the case is fixed for 18.04.2024 for prosecution evidence.

4. That so far as the representation bearing UID no. 86712 is concerned, the said representation was marked for enquiry and report to SHO, PS: Guruharsahai and the same was thoroughly enquired into and during the course of an enquiry, the petitioner failed to produce any document or witness regarding the attack on him on 15.12.2022. It came to light during the enquiry that there is ongoing dispute of both the parties regarding the passage. Thus proceedings us 107/151 Cr.P.C. were initiated between both the parties. The said report was prepared by SHO PS: Guruharsahai on 24.04.2023 in this regard and the same was also endorsed by Senior Superintendent of Police, Ferozepur. Thus the said representation was filed accordingly.

Similarly, the representation bearing UID no.86712 also enquired into thoroughly and after enquiry, proceedings us 107/151 Cr.P.C have been initiated between both the parties and a report was already prepared by DSP(S:D) Guruharsahai and submitted to the office of Dy. Inspector General of Police, Ferozepur Range, Ferozepur and the same has been duly agreed by Dy. Inspector General of Police, Ferozepur Range, Ferozepur”.

In view of the statement made by the learned State counsel, no further directions are required and the present petition is accordingly disposed off.

Needless to observe that in case the petitioners have any other greivance, they are at liberty to move an appropriate application in this regard before the concerned authorities.

14.02.2024

M.Sikka

(N.S.SHEKHAWAT)

JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No