



CWP-22641-2024

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

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CWP-22641-2024

Date of Decision :09.09.2024

Samandeep Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dinesh Kumar, Advocate for the petitioners.

Mr. Swapan Shorey, DAG, Punjab.

Mr. Naveen Sheokand, Advocate for respondent No.4.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner submits that while working at Moonak, District Sangrur, an FIR No.18 dated 18.10.2017 was registered against the private respondent No.4, which FIR is still under trial and hence, bringing the private respondent No.4 back to the same station so as to handover all the record, which will be necessary for conducting the criminal trial going on against the private respondent No.4, transfer of respondent No.4 at Moonak has been done without considering all the relevant facts.

Notice of motion.

Mr. Swapan Shorey, DAG, Punjab accepts notice on behalf of respondent-State and concedes the factum of FIR No.18 dated 18.10.2017 at Moonak, trial of which is still in progress.

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Mr. Naveen Sheokand, Advocate, who is appearing on behalf of private respondent No.4 submits that 07 years have already passed and hence, the private respondent No.4 could have been brought back at Moonak but concedes the fact that trial in respect of FIR No.18 dated 18.10.2017 is still pending trial wherein, private respondent No.4 is an accused.

Learned counsel for private respondent No.4 also concedes the fact that the petitioner is also posted at Moonak and he is the custodian of all the record pertaining the to trial, which is going against the private respondent No.4.

Learned counsel for the respondent-State submits that he has instruction from Mr. Dilraj Singh, Administrative Secretary, Department of Rural Development and Panchayats, Punjab that the transfer of private respondent No.4 is under reconsideration and appropriate order will be passed qua the posting of the respondent No.4 at appropriate place so that there will be no apprehension that respondent No.4 will interfere with the trial in respect of FIR No.18 dated 18.10.2017, which consideration will be finalized within a period of 07 days from today.

Learned counsel for the petitioners submits that keeping in view the statement of the learned counsel for the respondent-State, present petition may kindly be disposed of having been not pressed any further at this stage.

Ordered accordingly.

September 09, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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