

2024:PHHC:025058

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

257 CRM-M-47878-2023
Date of Decision.:22.02.2024

Avtar Singh	Vs.	Petitioner
State of Punjab and Others		Respondents

CORAM: HON’BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Himmat Singh Sidhu, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is made to issue direction seeking transfer of case FIR No.25 dated 01.06.2023 registered under Sections 406 & 120-B of the IPC registered at Police Station Dorangla, District Gurdaspur; to investigate the matter properly as main accused Sukhwinder Kaur, the wife of the petitioner was allegedly being helped by the police.

As per the short reply filed by way of an affidavit dated 06.12.2023 of Shri Baljit Singh, PPS, Deputy Superintendent of Police, PBI-cum-Dinanagar, District Gurdaspur, necessary enquiry was conducted and no evidence came to light against Sukhwinder Kaur.

In view of the aforesaid report submitted by this police, this petition is hereby disposed of with liberty to the petitioner to avail other alternative remedies available to him in accordance with law including approaching the jurisdictional Magistrate by filing the complaint, in case he is not satisfied with

the report. In case, any such complaint is moved before the jurisdictional Magistrate and summoning order is passed by Magistrate in accordance with law, then the Court of learned Magistrate will be within its powers to proceed under Section 210 Cr.PC.

(DEEPAK GUPTA)
JUDGE

February 22, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No