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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-58516-2023

Date of Decision: 06.03.2024

Avtar Singh

...Petitioner

vs.

State of Punjab and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Paras, Advocate for
Mr. A.S.Shera, Advocate, for the petitioner.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 Cr.P.C. with a prayer to direct the respondents No.1 to 5 to get the further investigation conducted in case FIR No.94, dated 01.06.2021 (Annexure P-7) under Sections 420, 379, 447, 506, 120-B of IPC, registered at Police Station Machhiwara, Police District Khanna, District Ludhiana from some higher officer or some other independent agency in a time bound manner.

2. Learned State counsel submits that in the present case, the final report under Section 173 Cr.P.C. was presented on 29.10.2021 and thereafter, the matter remained pending before the trial Court. However, no prayer was made before the trial Court for ordering further investigation in the present case. Thereafter, the charge was ordered to be framed against the present petitioner on 17.03.2023 and since then, the case is pending before the trial Court for prosecution evidence.

3. I have heard learned counsel for the parties and perused the record.

4. Even in the present petition, the petitioner has simply stated that the matter has not been investigated properly by the investigating agency and submitted a challan in a routine manner. However, no submissions have been made, which may prima facie establish that the investigation was not conducted fairly and impartially. Even the challan was presented before the trial Court on 17.03.2023 and no application was moved by the petitioner before the trial Court, seeking further investigation in the present case.
5. Even the trial is pending before the trial Court now and no case is made out for ordering further investigation in the present case. Accordingly, the present petition is ordered to be dismissed.

06.03.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No