

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

CRWP-12119-2023
Date of decision : 04.01.2024

Altaf Hussain Petitioner
versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Rajesh Kapila, Advocate and
Ms. Himani Kapila, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

Mr. Gaurav Bansal, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

1. Reply by way of an affidavit of Deepak Kumar Jewaria, IPS Assistant Superintendent of Police, Ambala, District Ambala has been filed on behalf of respondents No.2, 4 to 6-State. The same is taken on record.
2. Operative part thereof reads as under:-

“5. That during investigation of the case, the above named accused have got recovered the vehicles used in the commission of crime bearing number JK 08N-3936 (by Liyakat Ali), JK08J-9409 Balero (by Makhandeen) and one Desi Katta (country made pistol) was also recovered on the pointing of accused Makhandeen from vehicle JK08J-9409 Balero. Accused Jafar Ali got recovered 5 looted goats, accused Asabdeen @ Asif has also got recovered 5 looted goats, and accused Liyaka Ali has also got recovered 5 looted goats. Accused Salim has got recovered Rs. 7,000/- which came in his share. The complainant identified the recovered goats as

well as the accused persons who have committed the present crime with them. The recovered goats were handed over to complainant on temporary superdari. All the accused are in judicial custody.

6. That the investigation of the case is still pending for the arrest of other co-accused namely Gulzar @ Gulla son of Mohammad Yushuf r/o village Mahilpur PS Kathua District Kathua, Yakub son of Abdul Gami r/o village Chakdevia Kidia PS Lakhanpur District Kathua and Mohammad Hussain Kalu son of Mohammad Samil r/o PS Kathua District Kathua. It is submitted that till date the petitioner is not named in the commission of present crime, however, since the investigation of the case is still pending and after the arrest of remaining accused named above, the further investigation would be carried out as per the evidence available on record. It is further submitted at this stage, the petitioner is not wanted in this case.”

3. In view of above, no order is required to be passed in the present case.
4. Disposed off, accordingly.

(PANKAJ JAIN)
JUDGE

04.01.2024
Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No