



CRM-M-59859-2024

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

CRM-M-59859-2024

Date of Decision: 29.11.2024

Avtar Singh

..... Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

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

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for transferring the investigation of FIR No.181 dated 02.11.2024, under Sections 115(2), 118(2), 191 (3), 190 of BNS, 2023, registered at Police Station Sadar Dhuri, District Sangrur and DDR No.28 dated 02.11.2024 in the said FIR, to other District or to constitute the SIT.

It has been submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the FIR at the behest of respondent No.9, who is the complainant in the FIR. He submits that the petitioner has the CCTV footage of the occurrence, however, the same has not been looked into by the Investigating Agency. He further submits that Shinder Kaur, sister-in-law of complainant-respondent No.9, is also working in the concerned Police Station. He thus submits that the petitioner apprehends that the investigation to be conducted would not be free and fair manner.

Notice of motion to the official respondents only.

Mr. Tarun Aggarwal, Sr. DAG, Punjab, accepts notice on

behalf of the State. On instructions from ASI Suresh Kumar, respondent No.7, who is present in Court, he has apprised the Court that the contentions raised by counsel for the petitioner are totally without any basis. He submits that Shinder Kaur- respondent No.8 is a part time worker in the Police Station. Respondent No.7, who is present in Court, has submitted that the investigation is going on and the same would be conducted in a free and fair manner. He submits that it is a case of version and cross-version and the investigation would be completed impartially.

After hearing learned counsel for the parties and perusing the record, the present petition is disposed of with a direction to respondent No.4 i.e. Senior Superintendent of Police, Sangrur, to take into consideration the representation (Annexure P-2) filed by the petitioner and ensure the free and fair investigation in cases of version and cross-version.

29.11.2024

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(RAJESH BHARDWAJ)

JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No