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

CRM-M-1767-2025

Date of decision: 15.01.2025

Sunny Kalyan and another

....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Jasmeet Singh Ghumman, Advocate
for the petitioners.

Mr. Subhash Godara, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer for directing respondents to conduct a fair and impartial investigation in case bearing FIR No.122 dated 03.11.2024 under Sections 103(A)/109/190/191(3) of BNS, 2023 and Sections 25/27 of Arms Act, 1959 registered at Police Station Division No.3 District Police Commissionerate, Jalandhar (Annexure P-1).

Learned counsel for the petitioners *inter alia* contends that the FIR (*supra*) was registered on 03.11.2024 and till date, the jurisdictional police authorities have neither concluded the investigation nor arrested all the accused named in the FIR (*supra*) and they have failed to perform their statutory duty and petitioners are living under constant threat as the accused are hardened criminals and are involved in more than ten FIRs, details of which have been given in the representation (Annexure P-2).

The learned State counsel, on instructions from ASI Sewa Singh, submits that the Investigating Agency has already arrested three of the accused



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and weapon of offence has already been recovered and six of the accused have been found innocent during the investigation. He further submits that the Investigating Officer is likely to present the final report before the jurisdictional Court within a period of four weeks, as such, the grievance raised by the petitioner in the present petition has been substantially redressed.

In view of the above, the present petition is disposed of, however, respondent No.2 is directed to get the threat perception of the petitioner assessed dispassionately and in case, if the apprehension of the petitioner is found valid, then respondent No.2 is directed to ensure the safety of the petitioner and to act in accordance with law.

(HARPREET SINGH BRAR)
JUDGE

15.01.2025
Neha

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