

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).3223/2012

(From the judgement and order dated 22/02/2012 in CRMWP No.2015/2012, of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

BRIJ PAL SINGH

Petitioner(s)

VERSUS

STATE OF U.P.& ORS.

Respondent(s)

(With appln(s) for stay,exemption from filing O.T.,permission to file additional documents and office report)

Date: 03/03/2014 This Petition was called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s) Mr. Huzefa Ahmadi, Sr.Adv.
Mr. Parthiv K. Goswami, Adv.
Mr. Yashvardhan Singh, Adv.
Mr. Vikash Singh,Adv.

For Respondent(s) Mr. Rohit Singh,Adv.
Mr. Neeraj Kumar Srivastava, Adv.
Ms. Hema Srivastava, Adv.

Mr. R.K. Dash, Sr. Adv.
Mr. Gaurav, Adv.
Mr. Abhishth Kumar ,Adv

UPON hearing counsel the Court made the following
O R D E R

The petitioner is son of one Mr. Nathu Singh who was murdered on 22.8.2009. The first information report (FIR) was lodged by the petitioner about the said murder. According to the petitioner, the murder took place at 1.30 p.m., i.e., in a broad daylight. His grievance is that the investigation was not properly conducted and two closure reports were submitted without making any proper investigation. The petitioner had filed protest application in respect of the second closure report.

We are informed that the protest report has been treated as a complaint. Statement of the complainant under Section 200 of the Code of Criminal procedure has been recorded and inquiry under Section 202 of the Code of Criminal Procedure was conducted. We have been shown order dated 27.2.2014 passed by the ACJM, Court No.3 Ghaziabad in Complaint No.941 of 2012. It appears that Respondent No.4, accused Radhey, is summoned to face trial for offence under Section 302 of the Indian Penal Code.

Learned counsel for the petitioner states that there are three unknown persons who had not yet been arrested. In the circumstances of the case, we direct the SSP, Ghaziabad to personally take interest in the matter, make efforts to trace the other culprits who have been mentioned as unknown persons in the FIR and take further steps, if necessary. We hope and Trust that the SSP does the needful.

The Special Leave Petition is disposed of.

[Gulshan Kumar Arora]
Court Master

[Indu Pokhriyal]
Court Master