



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

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**CRM-M No.16421 of 2025 (O&M)
Date of decision: 03.04.2025**

Colonel Pushpinder Singh Bath

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. P.S. Ahluwalia, Advocate
with Ms. Bisman Mann, Advocate
Mr. Vikram Singh Mann, Advocate
and Mr. Navrajdeep Singh, Advocate
for the petitioner.

Mr. R.S. Rai, Sr. Advocate
with Mr. Deepinder Singh, Addl. A.G., Punjab
Mr. Subhash Godara, Addl. A.G., Punjab
Mr. Deepinder Brar, Sr. DAG, Punjab
Mr. Nitesh Sharma, DAG, Punjab
Mr. Anurag Arora, Advocate
Mr. Arjun S. Rai, Advocate
Mr. Sukhsharan Sra, Advocate
Mr. Raunak Singh Aulakh, Advocate
for the respondent – State of Punjab.

Mr. Akashdeep Singh, Advocate for respondent No.2/CBI.

Mr. G.P.S. Ghuman, Advocate
with Mr. G.S. Ghuman, Advocate
Mr. Shivraj Daumajra, Advocate for Const. Randhir.

Mr. Rohit Verma, Advocate
with Brig. Ashok Rathi, Western Command.

HARPREET SINGH BRAR J. (Oral)

The instant petition under Section 528 of BNSS, 2023 has been filed, seeking transfer of the investigation in FIR No.69, dated 22.03.2025, registered under Sections 109, 310, 115(2), 117(1), 117(2), 126(2), 351(2) and 190 of BNS, 2023 (erstwhile Sections 307, 391, 323,



322, 325, 341, 506 and 149 of IPC), at Police Station Civil Lines, Patiala, to respondent No.2/Central Bureau of Investigation, for conducting a fair and impartial investigation of the case.

Learned counsel for the petitioner as well as State of Punjab are *ad idem* that in the facts and circumstances of the case, the investigation of the FIR (supra) may be entrusted to an IPS Officer posted in U.T., Chandigarh, not from Punjab Cadre, to resolve the controversy involved in the present petition.

Accordingly, without commenting anything further on the respective claims of the parties as well as on the merits of the case, lest it may prejudice the case of either of the party, the present petition is disposed of with the consent of both the parties, in the following terms:-

1. ***The Director General of Police, Chandigarh is directed to entrust the investigation of the FIR (supra) to an IPS Officer posted in U.T., Chandigarh, belonging to AGMUT Cadre, within a period of 01 week from the date of receipt of certified copy of this order.***
2. ***The Investigating Officer is directed to conclude the investigation of the case within a period of 04 months and thereafter submit the report before the concerned jurisdictional Court.***
3. ***The Director General of Police, Punjab, is directed to give full cooperation to the Investigating Officer in the investigation of the case.***

A copy of this order be given to learned Public Prosecutor, U.T., Chandigarh, for information and strict compliance.

(HARPREET SINGH BRAR)
JUDGE

03.04.2025

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No