

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

COCP no. 2631 of 2014(O&M)

Date of Decision : 17.08.2015

Anita Thakur

....Petitioner

Versus

S.S.Deswal and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. R.S.Khosla, Sr. Advocate with
Mr. Vivek Thakur, Advocate for the petitioner

Mr. G.S.Wasu, Addl. AG, Haryana

MAHESH GROVER, J.

CM no. 16119-CII of 2015

Allowed as prayed for.

Main case

This Court vide orders dated 16.1.2014 had entrusted the investigation of case FIR no. 50 dated 11.6.2013 registered under Section 302 IPC at Police Station GRP Patiala, District Patiala to Crime Branch, Panchkula with specific direction that a senior officer not below the rank of a DSP would look into it.

Reply indicates that the necessary investigation has been carried out which however is not to the satisfaction of the petitioner who point out to certain left out areas in it. The cancellation report has been prepared and is likely to be submitted to the Court of competent jurisdiction.

It would not be appropriate for the Court to monitor the matter now as these are proceedings under Contempt of Courts Act and adopting such a course of monitoring investigation would not be feasible, particularly when the petitioner has a remedy before the Court of competent jurisdiction of raising such pleas of his dissatisfaction before it particularly when the Court is empowered to reject the cancellation report and ask for further investigation, by taking into consideration the care of the concerns of the petitioner.

Hence disposed of with a direction that in case the Court of competent jurisdiction negates the cancellation report and refers the matter for further investigation, the investigating agency may take into consideration all the aspects pointed by the petitioner.

Disposed of.

August 17, 2015
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(Mahesh Grover)
Judge