

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

**CRM-M- 19060 of 2015**

**Date of Decision: 04.06.2015**

Manjeet

... Petitioner

Versus

State of Haryana and ors.

... Respondents

**CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH**

Present: Mr. ADS Jattana, Advocate  
for petitioner.

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**RAJ MOHAN SINGH, J. (Oral)**

Prayer in this petition is for issuance of direction to respondent No.2 to decide the representation moved by petitioner in respect of false implication of husband of the petitioner, father of petitioner and two uncles (Mausas). Learned counsel states that accused were allegedly found armed with one stick and three iron bars of the length of 2 feet under construction site belonging to Housing Board. Allegation is that aforesaid persons were making some conversation for planning to commit robbery. According to learned counsel, ingredients of offence under section 398 IPC would be attracted only in case the accused were found armed with deadly weapons and were attempting to commit robbery and decoity. Iron rod of 2 feet in length and alleged planning would be a moot point for consideration in the context of bringing the alleged items under the category of deadly weapons and whether alleged conversation was mere a preparation or it went beyond that

stage?

Notice of motion.

At this stage, Mr. Rajesh K. Sheoran, Addl, AG, Haryana accepts notice on behalf of State.

In view of nature of order which this Court proposes to pass at this stage, no reply is needed.

Without commenting anything on merits, let respondent No.2 be asked to have supervision over the investigation in accordance with law and pass appropriate order after satisfying himself about the controversy and legal position involved therein.

Disposed of.

Needful be done expeditiously preferably within one month. Nothing expressed hereinabove would be construed to be an opinion on merits of the case.

June 4, 2015  
prince

**(RAJ MOHAN SINGH)**  
**JUDGE**