

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

**Crl. Misc. No.-M-27430 of 2014 (O&M)
Date of Decision: 19.02.2015**

Malkeet Singh

.....Petitioner

Versus

State of Punjab & others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rajinder Singla, Advocate and
Mr. Tarun Gupta, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. N.S. Sodhi, Advocate
for respondents No.5 to 7.

JITENDRA CHAUHAN, J (ORAL)

Present petition is for ordering transfer of investigation of case FIR No.166 dated 30.06.2014 under Section 304 B IPC PS Patti District Taran Taran to Central Bureau of Investigation or Crime Branch Punjab as the police of PS Patti have connived with the accused and have failed to discharge its Primary Duties in investigating the case in fair, transparent and impartial manner and till date none of the accused has been arrested and respondents No.5 to 7 are roaming freely and are giving threats of physical liquidation in case petitioner and his family members does not stop pursuing the case.

On notice, reply has been filed on behalf of respondents No.5 to 7, is taken on record.

Learned counsel for the petitioner contends that the petitioner has specifically named mother-in-law Gurbachan Kaur, sister-in-law Paramjit Kaur and the husband Sukhchain Singh. During investigation, no incriminating evidence was collected against mother-in-law and sister-in-law and they have been declared innocent. Learned counsel for the petitioner states that the investigation carried out by the investigating officer is not fair.

On the other hand, learned State counsel submits that the enquiry was conducted by the Deputy Superintendent of Police, Sub Division Patti, which was approved by the Senior Superintendent of Police. Therefore, the allegations raised in the petition are ill-conceived and against the record. During investigation, it was found that mother-in-law was not present whereas sister-in-law married much prior i.e. about 16 to 17 years before the marriage of Sukhchain Singh. Though the investigation is still in progress, however, investigation carried out so far, nothing emerges which prove that the investigating officer acted in a biased or partial manner.

Keeping in view the above facts, there is no special reason to transfer the investigation to Central Bureau of Investigation or Crime Branch Punjab.

Dismissed.

19.02.2015
Vinay

[JITENDRA CHAUHAN]
JUDGE