

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

**CRM-M-8877 of 2015
Date of Decision: August 24, 2015.**

ANAND PARKASH

.....PETITIONER

VERSUS

STATE OF HARYANA AND ORS.

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Jitender Dhanda, Advocate
for the petitioner

Mr.D.R.Singla,DAG, Haryana

M.M.S.BEDI, J.(Oral)

Feeling dissatisfied with the investigation, the petitioner has sought a direction to respondents No.2 to 4 to complete the investigation in FIR No.227 dateds 25.09.2014 originally registered under Section 304/34 IPC which was later on converted into 34/302/201/109 IPC in the case of murder of Ram Avtar.

State counsel informs that challan has already been presented. Out of 19 witnesses, 18 witnesses have already been examined. So far as the claim of the petitioner that the persons, named in para No.13, have not been arrested, is concerned, the prosecution agency has not found any incriminating material qua them after making further investigation.

I have considered the circumstances of the case and I am of the opinion that the petitioner in above circumstances has got an alternate

remedy to file a private complaint against the accused who are stated to be named in para No.13. It is further observed that in case the petitioner has got available any material or any other witness is available who is aware of the role of any of the persons mentioned in para No.13, it will always be open to the official respondents/investigating agency to further investigate the matter in the light of provision of Section 173(8) CrPC.

It is further directed that any person voluntarily offering to give statements will not be ignored taking into consideration the spirit of Section 163(1) CrPC.

This petition is disposed of with the above said direction.

August 24, 2015.
TSG

(M.M.S.BEDI)
JUDGE