

In the High Court of Punjab and Haryana at Chandigarh.

**COCp-2768 of 2015
Decided on 13.12.2016**

Ekta Sharma

--Petitioner

Vs.

Sh. Yashpal Singal

--Respondent

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr. S.S.Jattan, Advocate, for the petitioner

Mr.P.P.Chahar, DAG, Haryana

Rakesh Kumar Jain,J: (Oral)

This petition is filed for the alleged disobedience of the order dated 11.8.2015 passed in CWP- 26528 of 2015 by which the petitioner sought a direction to respondent Nos.2 to 4 arrayed in the writ petition to register an FIR on the complaint dated 09.07.2015 regarding the death of her brother.

The said writ petition was disposed of by this Court directing the D.G.P, Haryana to look into the matter/representation and take whatever action he deems necessary as per law within a period of two months.

Learned counsel for the petitioner has submitted that the D.G.P, called for the report from the S.P, Palwal, who got the matter enquired through the D.S.P, Palwal and found that the allegations levelled by the

petitioner against her uncles namely Hira Lal and Hari Parkash and one Dinesh were found to be false.

The petitioner then filed an application under Section 156 (3) of Cr.P.C, before the Judicial Magistrate, Palwal, who passed the order dated 04.02.2016 for registration of the FIR and in compliance of the said order, FIR No.98 dated 23.02.2016 under Sections 201,302,34 IPC was registered at Police Station, Sadar Palwal and the investigation was initiated.

Grievance of the petitioner is that there is variation in the report of D.G.P, Haryana and the order of the Criminal Court and hence the D.G.P was not discharging his duty in accordance with law.

On the other hand, learned counsel for the respondents has submitted that even after the registration of the said FIR, cancellation report has been prepared, meaning thereby the allegations made by the petitioner have been found to be false.

Be that as it may, after hearing the arguments of the learned counsel for the parties, I am of the considered opinion that insofar as the D.G.P is concerned, he has duly complied with the order passed by this Court as he got the matter investigated through the S.P, Palwal. It is altogether a different matter that on the application moved by the petitioner, the Magistrate passed the order for registration of the case under Section 156(3) of Cr.P.C.

Dismissed.

13.12.2016
rr

(Rakesh Kumar Jain)
Judge

Whether Speaking/Reasoned:

Yes/No.

Whether Reportable:

Yes/No