

238.

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

CRM-M-17815-2015

Date of decision:03.11.2016

J.K. Jute Mills Mazdoor Morcha

... Petitioner

versus

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Karabir Singh Nalwa, Advocate,
for the petitioner.

Mr. Manish Bansal, DAG, Haryana,
for respondents No.1 to 4.

Mr. Deepak Balyan, Advocate,
for respondents No.5 and 6.

Mr. Dheeraj Jain, Advocate,
for respondent No.7 and 8.

Mr. Rahul Sharma, Advocate,
for respondent No.9

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for issuance of directions to respondents No.2 to 4 to carry out fair investigation of case in FIR No.115 dated 21.03.2014 under Sections 406, 420 IPC, registered at Police Station Ambala City, District Ambala and to confiscate and take in lawful possession the case property i.e. consignment of jute bags supplied by respondent No.9 to respondents No.5 and 6 in collusion with Director of Quality Assurance (DQA)/DGS&D procured from open market.

Learned State counsel on instructions from SI Naresh Kumar submits that the respondents are conducting investigation in a fair manner and so far as the confiscation of jute bags supplied by respondent No.9 are concerned, the same had already been sealed by the Investigating Agency. He has produced photocopy of proceedings of sealing of 3 godowns at HAFED Complex, Jain College Road, Ambala City on 19.08.2016, which is taken on record and the same reads as under:-

“Today on dated 19.08.2016, the three godowns at Hafed Complex Jain College Road, Ambala City, where in Gunny bales supplied by J.K. Jute Mills Co. Ltd. Kanpur are stored, have been sealed on “As is where is basis”, being case property in the presence of Sh. Kulbhushan Inspector Incharge CIA Ambala City as well as Hafed staff namely, Sh. Surinder Sihag Manager & Sh. Subhash Chander Store Keeper Hafed Ambala. The entire process has been got video graphed.”

In view of categorical statement of learned State counsel that the investigation is being conducted in a fair manner and the jute bags supplied by respondent No.9 have been sealed, learned counsel for the petitioner does not press this petition.

Learned counsel for respondent No.9 has taken preliminary objection as regards the locus of petitioner.

Since this court is not giving any finding on the locus in the case as the same is being not pressed by learned counsel for the petitioner, no further order regarding locus is required to be passed in the present petition and the same is dismissed.

(HARI PAL VERMA)
JUDGE

03.11.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.