

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

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**CRM-M No. 24265 of 2016  
Date of decision : 6.9.2016**

**Mafiya**

**.....Petitioner**

**v.**

**State of Haryana and others**

**.....Respondents**

**CORAM : HON'BLE MS. JUSTICE RITU BAHRI**

Present : Mr. Satish Chaudhary, Advocate, for the petitioner

Mr. D.R. Singla, DAG, Haryana

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**Ritu Bahri, J. (Oral)**

This petition has been filed under Section 482 Cr.P.C. seeking fair investigation in FIR No. 55 dated 27.5.2016, under Section 4 of the POCSO Act registered at Women Police Station Nuh.

On notice, reply has been filed by the Deputy Superintendent of Police, Crime against Women, Nuh, Mewat, stating that after registration of the FIR, the investigation was conducted by ASI Manju Devi, Police Station Women, Nuh. Victim Ajmina was produced before the Medical Board in Medical College, Nalhar, on 27.5.2016, where she was medico legally examined. Accused Bilal @ Jamshed was arrested on 28.5.2016 and in his disclosure statement, he admitted the commission of the offence. Thereafter, statement of the prosecutrix under Section 164 Cr.P.C. was recorded on 1.6.2016, wherein she named one more accused Girsad, who had participated in the crime when accused Bilal @ Jamshed has committed rape upon her. After

getting verification from the respectable of the village that Girsad was not present at the spot and even location of his mobile was not found at the spot on the alleged date and time, he was not challaned. Challan has been presented only against Bilal @ Jamshed on 19.7.2016. Learned State counsel further informed that charge was framed against the accused on 4.8.2016 and the trial is fixed for 22.9.2016 for prosecution evidence.

The petitioner has a remedy of making an application under Section 173 Cr.P.C. for further investigation which she has not availed. No direction, at this stage, can be given.

Accordingly, the petition is disposed of.

However, the petitioner is at liberty to take any alternate remedy, in accordance with law.

**(RITU BAHRI)**  
**JUDGE**

**6.9.2016**  
*Ashwani*