

Criminal Misc.No.M-26390 of 2015 (O&M)

Date of decision: 26th February, 2016

Dharampal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rakesh Kumar Sharma, Advocate,
for the petitioner.

Mr. Vikramjit Singh, Addl. A.G., Haryana,
for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioner has preferred the instant petition under Section 482 Cr.P.C., against respondents State of Haryana and others, for issuance of direction to respondent Nos.1 and 2 to get conducted the fair investigation regarding the cause of death of Sudesh son of Lal Chand, who died under mysterious circumstances on 28.01.2015, from some other police officer of the higher rank or to get the investigation of the case done from some independent agency.

Notice of motion was issued only to respondent Nos.1 to 5-State. Learned State counsel appeared and filed reply.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

During the proceedings of this case, respondents were directed to get the FIR registered regarding the death of Sudesh and then to get the matter investigated from some other police officer. Then the FIR No.93 dated 10.02.2016 was registered under Section 302 IPC at Police Station Sector 10 Gurgaon and the copy of the

same has been placed on record by the learned State counsel.

As the FIR regarding the occurrence has already been registered recently and investigation has started, therefore, no further action is required in the instant petition.

Accordingly, the instant petition stands disposed of with the liberty to the petitioner that if at any stage he is aggrieved from the investigation then he can file the separate petition.

26th February, 2016
mamta

(INDERJIT SINGH)
JUDGE