

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-29999 of 2013

Date of decision:- July 27, 2016

Parmal Singh

...Petitioner...

versus

State of Haryana and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Dinesh Trehan, Advocate for
Mr. Parminder Singh, Advocate,
for the petitioner.

Mr. Parveen Aggarwal, DAG, Haryana.

Mr. N.S. Shekhawat, Advocate,
for respondents No. 7 to 11.05.2016

Mr. Vishnu Godara, Advocate for
Mr. Sumeet Goel, Advocate,
for respondent No. 12-CBI.

JASPAL SINGH, J.(Oral)

By virtue of instant petition preferred under Section 482 Cr.P.C., the petitioner has sought issuance of direction for transfer of the investigation pertaining to case bearing FIR No. 146, dated 23.06.2013, under Section 365 IPC, Police Station Trawari, District Karnal to an independent agency like Central Bureau of Investigation or crime branch etc. in respect of the brutal murder of the son of the petitioner.

2. Application along with report furnished by Deputy

Superintendent of Police, Head Quarter, Karnal is taken on record.

3. File has been perused.

4. It is an undisputed fact that firstly the investigation in this case was made by local police and the allegations levelled by the petitioner could not be established and it was found that it was a case of accidental drowning. Subsequent thereto, in view of the order passed by this Court on 03.11.2014, Special Investigation Team was constituted headed by Superintendent of Police, Karnal and the said team also conducted thorough inquiry into the allegations and reached to a conclusion that it was a case of accidental drowning. Not only this, even CBI has also conducted the investigation and has concluded that all the allegations levelled in the FIR have been found to be false and cancellation report in this case is being prepared.

5. In view of the facts narrated above, no further action is required. Rather, the instant petition has rendered infructuous and same is disposed of as such.

6. However, the petitioner shall be at liberty to have recourse to the other remedies including the lodging of regular complaint before the jurisdictional Magistrate.

July 27, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/ No