

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-8798 of 2014 (O&M)

Date of decision:- April 28, 2016

Sarjeet Singh and another

.....**Petitioners...**

Vs.

State of Haryana and others

....**Respondents...**

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- None for the petitioners.

Mr. S.S. Pannu, DAG, Haryana,
for respondents No. 1 to 3.

Mr. P.S. Hundal, Sr. Advocate with
Mr. Jashandeep Singh, Advocate,
for respondent No.4.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

JASPAL SINGH, J. (Oral)

Sarjeet Singh and Devi Singh-petitioners have preferred the instant petition under Section 482 of the Code of Criminal Procedure seeking direction to respondents No. 1 to 3 to submit status report in case FIR No. 395, dated 07.08.2013, under Section 381, 420, 467, 468, 201, 204, 218 and 120-B IPC, Police Station City Narnaul with further direction to hand over the investigation of the case to some independent agency like CBI or to some high rank officer.

2. In response to the notice of motion issued by this Court in

the petition, reply by way of affidavit of Sh. Jaipal Singh, Deputy Superintendent of Police (HQ), Narnaul, District Mohindergarh (Haryana) has been filed. Para 7 of the reply is relevant, which is reproduced as under:-

“That para No.7 of the petition is wrong and hence denied. The matter has been investigated thoroughly and the allegations contained in above said FIR have been found to be suspicious, so the case has been kept untraced by the police concerned vide its Zimni No.27 dated 16.01.2014, however, it does not lie in the mouth of petitioners that no action has so far been taken in the matter or that the culprits are not been booked deliberately, rather the matter is still being investigated by Deputy Superintendent of Police, Mohindergarh at Narnaul and no sooner any clue is found against the wrong doers, they would be nabbed and sent up for trial in accordance with law.”

3. Perusal of aforesaid paragraph transpires that a thorough investigation into the allegations contained in the FIR in question has already been conducted by the investigating agency but the allegations have been found to be suspicious. As a result whereof, the case has been kept untraced by the police vide its zimni No. 27, dated 16.01.2014. However, the matter is still under consideration of DSP, Mohindergarh at Narnaul and as and when any clue(s) is/are found against the wrong doer(s), appropriate action would be taken.

4. From the aforesaid reply and circumstances narrated above, it can not be said that no action is being taken or the

investigation conducted is unfair or suffers by latches. Moreover, neither the petitioners nor their counsel have opted to appear for the last two consecutive dates to pursue the matter. Even today, none has appeared on behalf of the petitioners, which is suggestive of the fact that petitioners are satisfied with the report submitted by the investigating agency referred to above. This Court is of the considered view that in the given circumstances, the petition has rendered infructuous and the same is disposed of as such.

April 28, 2016
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(JASPAL SINGH)
JUDGE