

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

CRM-M-38162 of 2016 (O&M)
Date of decision: July 14, 2017

Hardeep Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Dhruv Sihag, Advocate the petitioner.

Mrs. Rajni Gupta, Addl. AG Punjab.

Mr. S.S. Sandhu, Standing Counsel for CBI.

Mr. J.S. Mehendiratta, Advocate for the complainant.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Following is the prayer in the present petition:-

“Petition under Section 482 of Code of Criminal Procedure, 1973 with a prayer to quash the impugned action of respondent No.1, whereby the investigation in case FIR No.185 dated 05.12.2015, under Sections 302, 120-B of Indian Penal Code, 1860, Sections 3, 4, 5 of Explosive Substances Act and Sections 13, 16, 18 of Unlawful Activities Prevention Act (added later on), registered at Police Station Maqsudan, District Jalandhar (Annexure P-1) was ordered to be transferred to Central Bureau of Investigation, illegally.”

I have perused the petition as well as grounds raised therein. Upon hearing learned counsel for the petitioner, I find that it is

not possible to accede to the prayer made by the petitioner when the State of Punjab exercises its sound discretion to issue notification on 11.09.2016 appointing CBI as investigating agency in its own wisdom. This Court would not substitute the said decision of the State of Punjab. In the result, there is no substance in the petition.

Petition stands dismissed, accordingly.

(A.B. CHAUDHARI)
JUDGE

July 14, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No