

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

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**CRWP No.700 of 2016 (O&M).
Date of Decision: 21.08.2017.**

Deepak Kumar

....Petitioner.

Versus

State of Haryana and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: None for the petitioner.

Mr. Deepak Sabharwal, Additional Advocate General,
Haryana.

Ramendra Jain, J.(Oral)

Learned counsel for the respondent-State contends that earlier also i.e. on 20.05.2016 the alleged detainee, namely, Vinod Kumar himself had moved an application before the Judicial Magistrate Ist Class, Karnal to direct the authorities for his immediately release and to take action against the Investigating Officer ASI Surender Singh, alleging that despite granting protection of anticipatory bail to him by this Court vide order dated 22.04.2016 in CRM-M-13120-2016, aforesaid Investigating Officer had detained him illegally, whereupon learned Magistrate on the same date called the aforesaid Investigating Officer, who, submitted before him that he never took applicant- Vinod Kumar in custody. Consequently, the application of alleged detainee Vinod Kumar was disposed of on that very date. Now the petitioner before this Court is the real brother of aforesaid alleged detainee Vinod Kumar and he has concealed the aforesaid order

dated 20.05.2016 passed by Judicial Magistrate Ist Class, Karnal. The arrest warrant of detenue Vinod Kumar were obtained from the Court thrice. He is a hard core criminal and ₹2 crore was recovered from his co-accused. Huge recovery of ₹2.48 lacs has also to be effected from the aforesaid alleged detenue Vinod Kumar. The instant petition is nothing, but is an abuse of the process of the Court, inasmuch as under the garb of this petition, the petitioner wants to scuttle ongoing investigation against him.

In view of the totality of the facts and above circumstances and the fact that the petitioner has concealed order dated 20.05.2016, the petition is dismissed on merit as well as for want of prosecution.

(RAMENDRA JAIN)
JUDGE

21.08.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No