

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

CRM-M-25469-2018

Date of Decision:25.07.2018

Ashwani Kumar and another

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Arjun Veer Sharma, Advocate
for the petitioners..

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioners have sought for the following relief:

“For issuance of direction to the respondent No.2 and 3 to investigate the Representations (Annexure P-1, 2 and P-5) and FIR No.69 dated 13.05.2018 registered under Sections 279/336/427 IPC at Police Station Bhikhiwind, District Tarn Taran, through some independent agency like crime branch or some independent agency, keeping in view facts and circumstances of the present case.

Further, direction may kindly be issued to respondent No.2 and 3 to protect the life and liberty of the petitioners and their family members at the hands of respondents No.5 to 9.”

2. Perusal of Annexures P-1 and P-2, it is evident that petitioner has straightway approached Senior Superintendent of Police, DGP and Human Rights Commission but there is no such prayer on behalf of the petitioners to get the case investigated through Crime Branch or Independent Agency.

3. It was submitted that petitioner had approached jurisdictional police. However, no material is placed on record and so also no statement is forth-coming in Annexures P-1 and P-2 to the extent that petitioners have approached Jurisdictional Police with a particular complaint why he wants

to get the matter investigated through Crime Branch or any other agency. That apart, Annexures P-1 and P-2 are for taking action against the accused. Thus, there is lack of materials in respect of relief sought in the present petition.

4. Petition stands dismissed. Reserving liberty to the petitioners to approach Jurisdictional Police with proper prayer and allegation why he wants to get the matter investigated through the Crime Branch or other Agency.

25.07.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**