

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

**CRM-M No. 37119 of 2017
Date of Decision:-21.11.2018**

Girraj

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Shiva Khurmi, Advocate
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

MANOJ BAJAJ J.(Oral)

Petitioner Girraj has filed this petition under Section 482 Cr.P.C. for issuance of directions to respondent No.2 to decide the representation (Annexure P-2) and for transfer of the investigation of the case to Crime Branch, Panchkula, Haryana.

According to the petitioner, his son, namely, Daya Ram (since deceased) used to work as truck driver with Ramjan A.R. Transport Company, Surajpol Jaipur, and on 12.3.2017 his another son namely, Mukesh received a phone call from Daya Ram, informing that he has not been paid the salary for the last two months and therefore, he is upset. It was also intimated by Daya Ram that his co-employee Sonu is also

harassing and threatening him. Except for this conversation, the family had no contact with Daya Ram. The family was trying to locate him. On 20.3.2017 an information was received that a person named Daya Ram has been found hanging. Petitioner and his family members were called and after recognition, the body was found to be of Daya Ram, son of the petitioner. The petitioner suspected foul play in unnatural death of his son and has claimed it to be a case of murder. He moved a representation dated 06.4.2017 (Annexure P-2) to respondent No.2-Director General of Police, Haryana, Panchkula, wherein the fact of phone call and information regarding death as on 20.3.2017 is narrated. It is further submitted in the representation that his son had some altercation with drivers of Ramjan A.R. Transport Company and they all have collectively killed and hanged him.

In response to the petition, reply has been filed, wherein it is mentioned that the representation dated 06.4.2017 was indeed received and the same was inquired into. In the inquiry, the petitioner and other persons from the same village including other sons of the petitioner were joined.

It is mentioned that after the dead body was found, the inquest proceedings were carried out, wherein Sachin s/o Hukam Singh and others including the brother of the deceased, namely, Mukesh were associated and no such suspicion was ever expressed in the statements recorded at that time.

Considering the facts and circumstances and the background of the case particularly the conduct that the alleged complaint is made on

06.4.2017 much after the death of Daya Ram. Not only this, no complaint was made by any of the family member after 12.3.2017 regarding missing of Daya Ram.

In view of the above, no ground is made out for interference under Section 482 Cr.P.C.

Dismissed.

November 21, 2018
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No