

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

Crl. Misc.M-38973-2017 (O&M)
Date of Decision: 27-07-2018

Surjit

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rana Gurtej Singh, Advocate for
Mr. Rajesh Sharma, Advocate
for the petitioner.

Mr. P.P.Chahar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This is a petition filed under Section 482 Cr.P.C. for issuance of appropriate directions to the respondents to re-investigate/further investigate the present case in FIR No. 370 dated 01.04.2017 registered at Police Station Panipat City, Haryana under Sections 304-B, 34, 498-A of Indian Penal Code and to arrest the other accused persons namely Seema, Harjeet @ Jeet, Sanjay and Vijay @ Billu to find out the cause of death of Rakhi (since deceased) and involvement of accused persons in her death and further to place on record the statement of petitioner's younger daughter-Pooja and to book all the accused persons including Raj Kumar, Sushila, Seema, Harjeet @ Jeet, Sanjay and Vijay @ Billu under Sections 302, 34 and Section 120-B of Indian Penal Code besides sections 304-B, 34, 120-B,

498-A of IPC.

Pursuant to the notice of motion, a reply has been filed on behalf of the respondents. It is submitted that after the registration of the FIR, the matter was thoroughly investigated and statements of Surjit Singh, s/o Ran Singh, the petitioner herein, Surender s/o Ran Singh and Dalvir s/o Bir Singh were got recorded on 01.04.2017. The post-mortem of the deceased was got done in Govt. Hospital, Panipat on 01.04.2017 and, thereafter, matter was sent to the Forensic Science Laboratory. It is further submitted that Sushila and Raj Kumar were arrested on 01.04.2017. After the investigation was complete, the final report under Section 173 Cr.P.C was prepared and submitted before the Court of Smt. Harshali Chaudhary, Chief Judicial Magistrate, Panipat on 12.05.2017, in which charges have been framed against the accused persons under Sections 304B, 498-A, 34 of IPC and the case was fixed for prosecution evidence. During the proceedings in the trial, an application under Section 319 Cr.P.C. has already been filed by the prosecution to summon the other accused.

In view of the fact that challan has been presented and the petitioner is already pursuing proceedings under the said FIR before Addl. Sessions Judge, Panipat, no further orders are called for in the instant case.

Dismissed as having been rendered infructuous.

July 27, 2018
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No