

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

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CRM-M-44698-2018 (O&M)

Date of Decision : 10.10.2018

Nathu Ram

...Petitioner

Versus

State of Haryana

...Respondent

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

Present: Mr.G.S.Sharma, Advocate for the petitioner.

P.B. BAJANTHRI, J.(ORAL)

In the present petition, petitioner has sought for issuance of direction/order to transfer the investigation relating to FIR No. 503 dated 22.07.2018 under Section 302/34 IPC registered at Police Station Sadar Bahadurgarh, Haryana to some other independent agency like State Crime Branch/CBI.

2. In support of petitioner's prayer he had approached Superintendent of Police, Head Quarters, District Jhajjar, State of Haryana on 01.08.2018. Having regard to the petitioner's prayer to transfer the investigation relating to FIR No. 503 dated 22.07.2018 under Section 302/34 IPC registered at Police Station Sadar Bahadurgarh, Haryana to some other independent agency like State Crime Branch/CBI. Superintendent of Police, District Jhajjar has no authority to transfer the investigation. Therefore, petitioner has to approach the competent authority like DGP or IGP who is empowered to shift investigation or transfer from one District to another District or to constitute SIT. Therefore, petition do not survive for consideration.

3. Accordingly, petition stands disposed of. Reserving liberty to the petitioner to approach before appropriate authority. If any representation is made by the petitioner, in that event, appropriate authority is directed to consider petitioner's grievance at the earliest after receipt of the petitioner's representation and communicate the decision to the petitioner at the earliest.

10.10.2018

pooja saini

(P.B. BAJANTHRI)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No