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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-4731-2018 (O&M)

Date of Decision: 21.02.2018

Pala Singh

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Pardeep Singh Mirpur, Advocate, for
Mr.S.S.Sodhi, Advocate,
for the applicant/petitioner.

Mr. Bhupender Beniwal, A.A.G., Punjab.

Mr.Saurabh Bhardwaj, Advocate,
for the complainant-Bank.

Amol Rattan Singh, J.

By this petition the petitioner seeks that the investigation conducted pursuant to FIR Nos.76,77,78,79 dated 25.08.2016, FIR Nos.80, 81, 82, 83 dated 26.08.2016, FIR Nos.99, 98, 100, dated 23.10.2016 and FIR Nos.24 dated 24.02.2017, having been registered him and his co-accused, not having been fair and proper, all the cases need to be re-investigated, for which purpose the matter be transferred to the CBI.

Mr.Beniwal, learned State counsel, points out that vide an order of this Court passed on 20.01.2017, in CRM-M-326-2017, filed by one Harjeet Singh, stated to be also an accused in one of the aforesaid FIRs, this Court had directed the Senior Superintendent of Police, Mansa, to constitute a special investigation team with persons of credibility, having necessary experience in the field, to work in tandem with the Serious Fraud

Investigation Office (SFIO) in the Ministry of Corporate Affairs/Ministry of Finance, Government of India; upon which, infact, an SIT headed by the DIG, Bathinda range, consisting of the SSP, Fazilka, as also an officer from the SFIO, was constituted, which has submitted its report dated 20.07.2017 to the Court, in that petition, a copy of which is annexed as Annexure P-22 with this petition.

That report having been submitted, the aforesaid petition, by which the petitioner therein had sought the concession of bail under Section 439 Cr.P.C., was allowed by this Court.

That being so, and the matter having been already investigated by two senior police officials, as also an officer of the Serious Fraud Investigation Office (SFIO), in the Ministry of Corporate Affairs/Ministry of Finance, Government of India, I see no occasion whatsoever to refer the matter to the CBI.

Consequently, this petition is dismissed, with the petitioner obviously free to raise all pleas available to him in his defence, before the investigating agency as also the competent Court thereafter.

February 21 , 2018

dharamvir

(AMOL RATTAN SINGH)**JUDGE**

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No