

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.115

CRM-M-47607-2018 (O&M)

Date of decision : 29.10.2018

Mohan Singh

..... Petitioner

VERSUS

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Ranjit Saini, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The present petition has been filed with a prayer for issuance of direction to respondent No.3 to entrust the investigation of the FIR No.138 dated 19.07.2018, registered at Police Station Phase-I, SAS Nagar (Mohali), under Sections 419, 420, 465, 467, 468, 471, 120-B IPC, investigated by an IPS officer.

The petitioner allegedly purchased one plot measuring 01 kanal 03 marlas situated in village Baraili, District Mohali, vide registered sale deed dated 20.07.2011. Thereafter, he sold the said plot to one Shankar Kumar son of Krishan Chand vide registered sale deed dated 18.07.2017. On 19.07.2018, the present FIR was got registered by the complainant on the allegation that the transfer in favour of Shankar Kumar son of Krishan Chand, was illegal.

Learned counsel for the petitioner submits that the complainant is an influential person. Thus, the petitioner apprehends that the investigation of the FIR dated 19.07.2018, would be biased.

There is no material on record to indicate that the complainant is politically influential and that the present Investigating Officer would be

influenced by him. An allegation simplicitor cannot be made the basis for transfer of investigation.

The petition has no merit and is accordingly, dismissed.

(SUDHIR MITTAL)

JUDGE

29.10.2018

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No