

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

CWP No.26155 of 2015
Date of Decision:19.04.2018

Palu Ram

. Petitioner

Vs.

State of Haryana and others

. Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - None for the petitioner.

Mr.Saurabh Mohunta, DAG, Haryana.

Ms.Kavya Janiyal, Advocate, for
Mr.Sumeet Goel, Advocate,
for the CBI.

RAKESH KUMAR JAIN, J. (ORAL)

On 16.11.2017, the following order was passed: -

“In view of order dated November 09, 2017, learned State counsel submits that investigation has been completed by the SIT. The matter was earlier with the State Crime Branch, wherein same conclusion was reached. Admittedly, final report has not been presented before the competent court till now. Counsel for the petitioner submits that if the same is examined by the Inspector General, Karnal Range, it shall serve the interest of justice. Let needful be done well in

time. A report be filed on or before the next date of hearing.

To come up on 5.2.2018.”

In pursuance of the aforesaid order, an affidavit of Subhash Yadav, IPS, Inspector General of Police, Karnal Range, Karnal dated 30.1.2018 is filed in which following averments have been made: -

“2. That in compliance of this Hon’ble Court’s order a Special Investigation Team (SIT) was constituted headed by Sh. Ram Kumar, HPS, Deputy Superintendent of Police, AEC Kaithal with Inspector Mahabir Singh No.31/HPA, In-charge CIA-I Kaithal and Sub Inspector Ram Kumar No.501/A, Police Station Civil Lines, Kaithal by the deponent vide order No.14623/DDA-IGP dated 11.12.2017, to conduct investigation of case bearing FIR No.107 dated 23.07.2012 under Sections 302, 201 IPC Police Station Rajound, District Kaithal.

3. That the Special Investigation Team (SIT) joined Vikram son of Balbir Caste Jhiwar resident of Village Khurda and Mr. Palu Ram (petitioner) and thereafter investigated the case minutely

while joining in investigation all concerned.

4. That the members of the Special Investigation Team (SIT) have conducted further investigation of the case, but no incriminatory evidence came on the present file on the basis of which the suspects namely Sh. Tek Ram son of Sh. Parbhu, Sh. Daya, Sh. Ram Pal and Sh. Vijay S/o Tek Ram, Sh. Kanwar Pal S/o Sh. Pola etc. could be arrested and real accused could not be known. The untraced report prepared by Station House Officer Police Station Rajound, District Kaithal has filed before the Illaqa Magistrate which is fixed in the learned Court of Judicial Magistrate 1st Class, Kaithal. However, it is further submitted that from the facts makes it clear that all sincere efforts were made to trace the accused by the three agencies i.e. District Police, Crime Branch Haryana and SIT constituted by the DGP Haryana as well as constituted by the deponent, but no cogent evidence about the accused, who had committed the

murder of Mohinder Singh brother of the petitioner could be found. In these circumstances no useful purpose is going to be served by getting investigated this case from any other agency.

In view of the submissions made above, it is respectfully prayed that the petition being devoid of merits may kindly be dismissed, in the interest of justice.”

In view thereof, nothing survives in this petition and as such the same is hereby disposed of.

19.04.2018

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No