

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPCR No. 509 of 2019

- Dhaneshwar Saheb Gupta, S/o Jawahar Saheb Gupta, Aged About 53 Years, R/o Main Road, Behind Main Hospital, Kargi Raod, Kota, District-Bilaspur, Chhattisgarh.

---- Petitioner

Versus

1. State of Chhattisgarh Through Principal Secretary, Department Of Home, Mantralaya Mahanadi Bhawan, Atal Nagar, Naya Raipur, Chhattisgarh, District : Raipur, Chhattisgarh
2. Director General of Police Chhattisgarh Police Head Quarter, Atal Nagar, District-Raipur, Chhattisgarh.
3. Superintendent of Police Korba, District-Korba, Chhattisgarh.
4. Station House Officer Police Station Kotwali, District-Korba Chhattisgarh.

---- Respondents

For Petitioner	: Mr. Pawan Kesharwani, Advocate
For Respondents/State	: Mr. Akanksha Jain, Dy. Govt. Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on board

19/09/2019

Heard.

1. Petition under Article 226/227 of Constitution of India has

been brought by the petitioner praying for a direction to the respondent police authorities to register against Shivang Gupta, Alka Gupta & Swati Gupta being prime suspects for having committed murder of petitioners son. The petitioner has further prayed for constitution of a SIT to investigate the death of petitioners son and also for necessary action against the police personnels who have refused to register FIR against the aforementioned person.

2. It is submitted that son of the petitioner namely- Harshaheb Gupta has committed suicide by consuming some poisonous substance leaving behind suicide note in which he has made specific allegation against his wife Shiwangi Gupta, his mother-in-law Priyanka Gupta and sister-in-law Swati Gupta. The respondent authorities are not making fair investigation in the case and they are trying to protect the real culprits, therefore, a specific direction be issued to the respondent authorities to lodge FIR and to get the matter investigated by a specially constituted Investigation Team.
3. In reply, it is submitted by the counsel for State appearing for all the respondents, that FIR has been registered against the persons named in the suicidal note and the case is being investigated. Further, there is no requirement to constitute any SIT in this case. Petitioner himself may appear before the Investigating Officer and provide him information which are

available with him so that the case can be investigated in a fair manner.

4. Considering that the purpose of filing this petition has also been served as FIR has already been registered and the case is under investigation, no direction is further required to be issued.
5. Accordingly, the petition stands disposed off.

Sd/-
(Rajendra Chandra Singh Samant)
Judge