

235

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

**COCP No.297 of 2019
Date of Decision: 18.09.2019**

Rajan

Petitioner

Versus

Dheeraj Kumar Setia, IPS, The Superintendent of Police, Government
Railway Police, Ambala Cantt., District GRP Ambala Cantt. and
another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Gobind Dhanda, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 01.05.2018 passed by this Court in CWP No.18119 of 2018.

The relevant portion of the order is reproduced as under:-

“Grievance of the petitioner is that despite registration of FIR on 1.2.2018 regarding death of her husband, investigation has not made any headway. The cause of death of husband of the petitioner is shrouded in mystery. Thus, a thorough investigation is necessary. As the FIR was recently registered on 1.2.2018, this court does not wish to draw a conclusion that proper investigation is not being conducted. However, it is directed that further investigation shall be

conducted under the direct supervision of an officer not below the rank of Deputy Commissioner of Police.”

Reply by way of affidavit of Dheeraj Kumar Setia, IPS, Superintendent of Police, CID (CM Flying Squad) Panchkula has been filed today in the Court, same is taken on record. Copy of reply is handed over to learned counsel for the petitioner. Alongwith the reply, report dated 18.07.2019 of Special Investigation Team (SIT) is annexed. It is stated therein that investigation was conducted under the direct supervision of Superintendent of Police which is equivalent to the designation of Deputy Commissioner of Police.

In view of report filed, learned counsel for the petitioner states that no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedies in accordance with law against the report filed.

The contempt petition is disposed of as infructuous with liberty as prayed for.

The rule issued against the respondents stands discharged.

**[AVNEESH JHINGAN]
JUDGE**

September 18, 2019

pankaj baweja

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No