

S.No.235

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

CRM-M-13919 of 2016 (O&M)

Date of Decision:02.07.2019

Abdul Aziz

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Jamshed Ahmed, Advocate for the petitioner.

Mr. Manoj Kumar Sangwan, DAG, Haryana.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed under Section 482 Cr.P.C for issuance of necessary direction to official respondents No.1 to 3 to transfer the investigation of the case i.e. FIR No.243 dated 09.07.2015 registered under Sections 306 and 34 IPC at Police Station Tauru District Mewat for investigation of the case by some other independent investigating agency like State Investigation Team, State Crime Branch or to hand over the investigation for conducting the fair and impartial investigation and to arrest the private respondents and protect the life and liberty of the petitioner and his family from the hands of private respondents.

Learned State Counsel has filed reply by way of affidavit of Sumer Singh, HPS, Deputy Supdt. of Police, Tauru Mewat stating therein that the Police had thoroughly investigated the case and found no involvement of the persons against whom the complaint was made by the complainant. Accordingly, the cancellation report has been presented before the Magistrate on 27.09.2016 and the same is pending for further action before the Court of Magistrate.

Since the Police have filed cancellation report qua the FIR, therefore, now it is for the Magistrate to take a call in the matter. By any means, the petitioner would be having his remedies, if any, against the cancellation report, in accordance with law.

In view of the above, this Court does not find any reason to continue with the present petition or to pass any further order in the same.

Therefore, the present petition is dismissed.

July 02, 2019	(RAJBIR SEHRAWAT)
renu	JUDGE
Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No