

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

**CRM-M No. 27521 of 2018
Date of Decision:-29.04.2019**

Vikash Chander @ Vikas Chander

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- None for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

Petitioner Vikash Chander @ Vikas Chander has filed this petition under Section 482 Cr.P.C. for issuance of direction to the official respondents to carry on investigation in FIR No.66 dated 04.7.2017, under Sections 419, 420, 465, 467, 471 and 120-B IPC, registered at Police Station Division No.1, District Pathankot, in a fair and transparent manner.

The representation dated 30.7.2017 (Annexure P-7), which is addressed to the Director General of Police, Punjab, contains the following prayer :-

“It is therefore, respectfully prayed that in pursuance to the facts stated above, a fair and transparent investigation of the matter may kindly be carried on and the name of the applicant may kindly be dropped/exonerated from the present FIR with due respect, in the facts and circumstances of the present

case, in the interest of justice was sent only.”

Pursuant to the order dated 05.7.2018, passed by this Court, response by way of affidavit of Prem Kumar, PPS, Deputy Superintendent of Police, City, Pathankot is filed in the Court, wherein it is mentioned that no such representation, as alleged in the petition, was received in the said office, however, another application bearing No.1347 dated 18.7.2017 of his mother, namely, Kavita and another application moved by petitioner bearing No.12970 dated 08.8.2017 were received in their office and thoroughly looked into. As per this reply, after completion of the investigation, final report stands submitted before the competent Court of jurisdiction on 11.12.2018. It is apprised that the case before the trial Court is now fixed for 20.5.2019 for framing of charges.

In view of above, the prayer of the petitioner, as made in the representation (Annexure P-7) for dropping the proceedings against him in FIR No.66 dated 04.7.2017, under Sections 419, 420, 465, 467, 471 and 120-B IPC, registered at Police Station Division No.1, District Pathankot, can be raised at the stage of framing of the charges before the trial Court.

Hence, no ground is made for invoking inherent powers under Section 482 Cr.P.C.

The petition stands dismissed.

April 29, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No