

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

**CRM-M-20495-2019
Date of decision: 21.08.2019**

Main Pal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Mukesh Yadav, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Mr. Amandeep Vashisth, Advocate
for respondent No. 7.

Mr. Sandeep Kumar Yadav, Advocate
for respondent Nos. 6 and 8.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of direction to official respondents to get conduct fair and proper enquiry by independent agency or by an officer not below the rank of DSP against respondents No.6 to 8 in FIR No.0051 dated 31.01.2019 under Sections 302, 323, 34 IPC and 3 of the SC/ST Act (Annexure P1) and to protect the life and liberty of the petitioners at the hands of private respondents/accused.

Learned counsel for the petitioner submits that under the influence of a local MLA, the proper investigation in aforesaid FIR has not been conducted.

Reply, by way of affidavit of DSP, Mahendergarh, on behalf of respondent Nos. 1 to 5, is filed in Court today. As per reply, during investigation and on verification of the facts from the villagers, three

suspects, namely Manoj, Vikram and Pardeep, were not found involved in the commission of crime and one accused Sudesh @ Sulla, who is attributed injury on the head of the deceased, was arrested and thereafter, the challan was presented on 26.03.2019.

Learned State counsel, on instructions from the Investigating Officer, who is present in Court, submits that thereafter the charges were framed and the prosecution, after recording the statement of the complainant, has moved an application under Section 319 Cr.P.C. for summoning the aforesaid three persons as additional accused and the same is pending consideration before the trial Court for 04.09.2019.

Since the matter is pending before the trial Court and the petitioner has efficacious remedy before the trial Court, no orders are required to be passed in the present petition.

Therefore, the present petition is rendered infructuous.

21.08.2019

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No