

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-44117-2018 (O&M)

Date of decision: 13.05.2019

Kamal Kumar @ Bunty

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Sushma Chopra, Advocate for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for entrusting the investigation of FIR No.85 dated 09.02.2018 under Sections 166, 323, 34, 342, 363, 365, 506 IPC, Police Station Jind City, District Jind, to some other independent agency.

Reply by way of affidavit of Deputy Superintendent of Police, City Jind, District Jind is on record and as per this affidavit, the initial investigation was carried out by Incharge, Police Post Patiala Chowk, Jind and thereafter, Superintendent of Police, Jind has constituted a SIT headed by DSP, HQ, Jind to conduct further investigation. In the meantime, in pursuance of the order dated 08.05.2018 passed by this Court in CRM-M-12016-2018, the Superintendent of Police, Jind constituted a fresh SIT, consisting of Pawan Kumar, HPS, Deputy Superintendent of Police, Detective, Jind, Station House Officer, Police Station City Jind and ASI Samarjit Singh. The Special

Investigation Team has conducted the further investigation and no incriminating evidence has come on record to support the allegations made in the FIR under Sections 166, 363, 365, 506, 34 IPC and the same were deleted. Thereafter, the report under Section 173 (2) Cr.P.C. was prepared on 29.09.2018, the same was submitted before the Illaqa Magistrate on 03.10.2018 and the case is now fixed for framing of charge.

In view of the above, no further direction is warranted in the present petition.

However, it is open for the petitioner to approach the trial Court for redressal of his grievance, if any.

[ARVIND SINGH SANGWAN]
JUDGE

13.05.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No