

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

**CRM-M-51226-2018
Date of decision: 02.04.2019**

Bimla Devi

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Arun Gupta, Advocate for
Mr. N. D. Achint, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

Ms. Alisha Soni, Advocate for
Mr. Ravi Dutt Sharma, Advocate
for respondent Nos. 4 and 5.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of direction to respondents No.1 to 3 to hand over the investigation of FIR No.385 dated 26.08.2018 under Sections 148, 149, 342, 380, 427, 448, 506, 511 IPC, registered at Police Station Civil Lines Kaithal, District Kaithal, to some other independent agency.

Reply, by way of affidavit of DSP, Headquarter Kaithal, District Kaithal, is filed in Court today. As per reply, after completion of investigation and joining number of persons in the case, it was found that the husband of the petitioner, namely Rajender Singh, has entered into an agreement to sell with respondent No. 4 Ashok Kumar and respondent No. 5 Tilak Raj and received earnest money of Rs. 65 Lakh but he neither executed the sale deed nor returned the earnest money and on 25.08.2018,

respondent Nos. 4 and 5, in order to take possession of the land/house and for erecting the partition wall, raised a dispute over the property and the FIR was registered. It is further stated that the police, after conducting the investigation, has submitted report under Section 173 Cr.P.C. against respondent Nos. 4 and 5 on 08.02.2019 and thereafter, charges have also been framed and the case is now fixed for prosecution evidence.

In view of the above, no further orders are called for in the present petition and the same is disposed of accordingly.

02.04.2019
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No