

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

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**CRM-M-9724 of 2017 (O&M)
Date of decision: 20.08.2019**

Mohan Singh

..Petitioner

Vs.

State of Haryana and Ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. V.P. Sangwan, Advocate
for the petitioner.

Mr. S.S. Saini, AAG, Haryana.

MANOJ BAJAJ, J.(ORAL)

Petitioner has filed this petition under Section 482 of Cr.P.C., for issuance of directions to official respondents to entrust the investigation of FIR No. 0206, dated 11.08.2015, under Section 346 IPC, registered at Police Station Bawani Khera, District Bhiwani to an independent agency or Special Investigation Team headed by a senior officer or to Central Bureau of Investigation.

It is not disputed by the learned counsel that previously similar prayer was made through CRM-M-38306 of 2016, however, the said prayer was not accepted and the petition was disposed off vide order dated 25.10.2016, with a direction to look into the application/representation of his petition which was pending before Superintendent of Police, Bhiwani.

It is not disputed that during the pendency of the present petition a cancellation report under Section 173 (2) Cr.P.C., was

filed on 09.11.2016 before the Court of competent jurisdiction and after examining the same Magistrate has ordered further investigation vide its order dated 14.02.2019. Since the investigation at the first instance is complete and the trial Court is seized of the subject, therefore, this Court does not find any reason to transfer the investigation to some other independent agency as prayed for by the complainant-petitioner. However, it shall be open for the petitioner to raise the issues regarding investigation before competent Court of jurisdiction.

Disposed off.

August 20, 2019
Poonam Sharma

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No