

253.

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

CRM-M-10502-2017

Date of decision: 24.01.2020.

SIMARJEET KAUR

... Petitioner

versus

STATE OF PUNJAB AND ORS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Dr. Payal Mehta, Advocate, and
Mr. Viraj Gandhi, Advocate, Amicus Curiae.

Ms. Ruchika Sabherwal, AAG, Punjab.
with ASI Balwant Singh.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for issuance of directions to respondents No.1 to 3 to protect the life, liberty and property of the petitioner at the hands of respondents No.4 to 10 as despite there being an FIR No.54 dated 11.03.2017, under Sections 326-A/120-B of IPC against respondent No.5, police is not doing anything in the matter. Prayer has also been made for issuance of directions to respondent No.2 for fair and impartial investigation or for transfer of investigation to some senior police officer of the rank of Superintendent of Police.

Learned State counsel has referred to the affidavit (filed in **CRM-M-43359-2016**) of Vibhu Raj, IPS, Inspector General of Police, Economic Offences Wing, Bureau of Investigation, Punjab, Chandigarh, dated 27.11.2018, wherein the status of aforesaid FIR No.54, dated 11.03.2017, has been discussed. The relevant paras of affidavit reads as under:-

“7. That the investigation of abovesaid case has been conducted by AIG/State Crime and SHO, Police Station State Crime, SAS Nagar under the supervision of deponent. In this case, it has been alleged that acid was thrown on her. During investigation, the clothes of the complainant were taken into possession and sent for forensic examination. On the basis of chemical examination, it has been reported that sulphuric Acid has been detected on the cloth of victims. Although, Rakesh Mohan Dhawan has not been formally nominated as accused in the abovesaid case FIR but allegations were leveled against him by the complainant. Therefore, questions pertaining to present case were also posed to Rakesh Mohan Dhawan during his Polygraph Test at CFSL, CBI, New Delhi. No deception has been found in his Polygraph Test and Rakesh Mohan Dhawan has been found to be truthful in the answers to the queries.

8. That the mobile cyber date, G-mail account of Rakesh Dhawan and PUNBUS tickets produced by him has been examined with reference to alleged clicked photos and it is found that these all corroborate with location of mobile phone at Chandigarh.

Investigating Officer has found no complicity on part of Rakesh Mohan Dhawan. It has been recommended that further indepth investigation may be conducted by the Police Commissionerate, Amritsar.”

In view of affidavit dated 27.11.2018, this Court finds that no further action is required in the case and accordingly, the present petition is hereby disposed of.

(HARI PAL VERMA)
JUDGE

24.01.2020
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No