

CRM-M-43808-2015

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

CRM-M-43808-2015

Date of Decision: 06.01.2020

Santosh Devi

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: None for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

HARNARESH SINGH GILL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to the official respondents to hand over the investigation of FIR No.463 dated 14.12.2015, under Sections 147, 148, 149, 186, 224, 225, 307, 323, 332, 341, 342, 353, 365 and 398 IPC, registered at Police Station Hansi Sadar, District Hisar, to the State Bureau of Investigation (Crime Branch).

Notice of motion was issued way back in 2015 and it was directed by a Coordinate Bench of this Court that the investigation in the case be conducted under the supervision of a Gazetted Officer, not below the rank of Superintendent of Police from Crime Branch and Superintendent of Police, Hisar, and arrest would be in consonance with the law laid down by the Apex Court in *Joginder Kumar Vs. State of U.P. and others* 1994

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(4) SCC 260.

On 05.01.2016, the State was directed to file the status report within a week.

Perusal of file reveals that none appeared on behalf of the petitioner on 21.02.2017 and 13.09.2017. Even today, position remains the same.

Learned State counsel has pointed out that in compliance to the order dated 05.01.2016, the status report had already been filed.

It is mentioned in the status report that during the course of investigation, total 11 accused had been arrested and sent to the judicial custody. The snatched investigation box of Gujarat Police, alongwith weapons, empty and live cartridges, had been recovered from the possession of the accused. It is also stated in the status report that investigation of this case had been conducted under the supervision of S.P.Hisar.

Keeping in view the contents of the status report dated 06.01.2016, no case is made out in favour of the petitioner.

Dismissed.

06.01.2020
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No