

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M No. 27191 of 2020

Date of decision : September 10, 2020

Subbanna Rama Krishna

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

Present:- Mr. Naveen Sharma, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG., Punjab.

Manjari Nehru Kaul, J (oral).

This is a petition under Section 482 Cr.P.C *inter alia* seeking issuance of directions to respondent Nos. 1 and 2 to hand over the investigation of FIR No. 67 dated 14.4.2020 under Sections 302,120-B IPC registered at Police Station Sarabha Nagar, District Police Commissionerate Ludhiana to CBI with a further prayer to direct respondent No.2 and 3 to allow the petitioner to access his office premises, since it has no concern with the crime in question.

It is the bounden duty of the police to investigate any crime or complaint in respect of an alleged crime, which is brought to its notice. No doubt, this Court has wide and extensive powers under Section 482 Cr.P.C., but they cannot be exercised philanthropically. The Courts should normally refrain from interfering and guiding the investigating agency as to in what manner they should proceed with the investigation, as it falls within their exclusive domain, unless it is brought to the notice of the Court that the investigating agency is not carrying out its duty in accordance with law.

The learned counsel for the petitioner has not been able to bring to the notice of this Court any such lapse or dereliction on the part of the investigating agency during their investigation in case FIR No.67, dated 14.04.2020, registered under Sections 302,120-B IPC, at Police Station Sarabha Nagar, District Police Commissionerate Ludhiana, which would warrant the interference of this Court to exercise its powers under Section 482 Cr.P.C., more so, when it has been submitted by the learned counsel himself that the investigation in the aforementioned case has been now handed over to CIA Staff, Ludhiana.

In the circumstances, no ground is made out to invoke the extraordinary powers conferred under Section 482 Cr.P.C.

Dismissed.

(MANJARI NEHRU KAUL)
JUDGE

September 10, 2020
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No