

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

CRM-M-41952-2020

Date of Decision: 14.12.2020

TAHIR HUSSAIN

.....Petitioner

V/s.

STATE OF HARYANAA AND OTHERS

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

(Through Video Conferencing)

Present: Mr. Rakesh Sobti, Advocate,
for the petitioner.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is filed under Section 482 of Code of Criminal Procedure with a prayer for the issuance of direction to respondents No. 1 to 5 to conduct proper and fair investigation into the matter in FIR No 287 dated 19.06.2020 under Section 498A, 304B, 406 of the Indian Penal Code, 1860 at Police Station, Nuh District, Nuh against respondents No. 6 to 12.

Learned counsel for the petitioner has submitted that the factum of investigation not being carried out properly is fortified from the communication sent by from the Inspector General of Police, South Range Rewari to Superintendent of Police, Nuh, wherein the Superintendent of Police, Nuh was directed to personally monitor the investigation in the case as there were many shortcomings apparent in the investigation carried out so far. It has been submitted that despite the communication dated 06.11.2020 (Annexure P-5)

to the Superintendent of Police, Nuh, no concrete steps had been initiated by the investigating agency to investigate the matter in a proper and fair manner as directed by the Inspector General of Police, South Range Rewari.

Notice of motion.

Mr. Arun Beniwal, Deputy Advocate General, Haryana, accepts notice on behalf of the respondent-State, who on instructions from SI Bhagwat Parsad has apprised the Court that subsequent to the communication received from the Inspector General of Police, South Range Rewari to the Superintendent of Police, Nuh, the matter is now being investigated further by another Investigating Officer as per the directions of the Inspector General of Police, South Range, Rewari.

In the circumstances and in view of the statement made by the learned State counsel, the learned counsel for the petitioner submits that he does not want to press the instant petition, at this stage.

Accordingly the present petition is disposed of as such.

December 14, 2020

Ess Kay

**[MANJARI NEHRU KAUL]
JUDGE**

Whether speaking / reasoned : Yes / No

Whether Reportable : Yes / No