

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.54921 of 2019

Date of Decision: January 16, 2020

Naresh Kumar

...Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. R.A.Sheoran, Advocate,
for the petitioner.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 482 Cr.P.C. for issuance of directions to official respondents for registration of FIR against the accused persons, who have committed fraud and embezzlement, as held in the inquiry report dated 08.08.2018 (Annexure P-4) conducted by DSP Vigilance, HVPNL.

Learned counsel for the petitioner has contended that on the complaint of the petitioner, an inquiry was conducted and as per report dated 08.08.2018 (Annexure P-4), it was found that sub-standard material was used in executing the construction work of 33 KV Sajuma sub-station UHBVN. He submits that in view of the inquiry report, FIR deserves to be registered against the accused persons.

After hearing the learned counsel for the petitioner, this Court does not find any merit in the petition because as per the conclusion in the

enquiry report, only a recovery of ₹1,84,761/- has been recommended and the rest of the allegations were found without any substance. The conclusion of the said inquiry conducted by DSP (Vigilance) HVPNL, Karnal reads as under:-

“Thus, from the above facts, it can be said that the above said building was constructed by the concerned officers as per the departmental rules but due to water logging around three sides of the building and due to moisture the quality of construction material were found less. Regarding this, considering the report (page 225/226) of technical officer, the recovery of Rs.184761/- be made from M/s Sudhir Power. Besides this, no truth was found during the inquiry levelled in the complaint which is proved from point wise report (Page no.224) of technical officer.

For bare perusal of report of inquiry and further necessary action, the same is submitted to yourself.”

In view of the above, this Court does not find any reason to invoke the inherent powers under Section 482 Cr.P.C. Resultantly, the petition is dismissed.

January 16, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No