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

CRM-M-46620-2021

Date of decision : 08.11.2021

Chhote Lal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sandeep Kumar Yadav, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.
(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of appropriate direction to the official respondents to hand over the investigation to some independent agency in FIR No.225 dated 12.10.2020 registered under Sections 302/34 of the Indian Penal Code, 1860 at Police Station Ateli, District Mahendergarh and to submit a final report in accordance with law.

Learned counsel for the petitioner has submitted that the petitioner has given a representation dated 27.11.2020 (Annexure P-2) to the Director General of Police, Police Head Quarter, Sector-6, Panchkula, in which it has been submitted that FIR No.225 dated 12.10.2020 was registered under Sections 302/34 of the Indian Penal Code, 1860 at Police Station Ateli, District Mahendergarh with respect to death of son of the petitioner and has submitted that in the said case, much progress has not been made and even, no final report under Section 173 of Cr.P.C. has been submitted. Learned counsel for

the petitioner has further stated that the petitioner would be satisfied in case respondent No.3-Superintendent of Police, Mahendergarh is directed to look into the representation dated 27.11.2020, a copy of which will be supplied by the petitioner to respondent No.3 within a period of one week from today and take appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 4 only.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana appears and accepts notice on behalf of respondent Nos.1 to 4 and has submitted that in the present case, the investigation is continuing and polygraph report of the accused is awaited. It has been submitted that the report in accordance with law would be submitted in the near future.

After considering the facts and circumstances of the present case, this Court deems it appropriate to direct respondent No.3-Superintendent of Police, Mahendergarh, to look into the representation dated 27.11.2020 (Annexure P-2), as and when moved by the petitioner to respondent No.3, and after considering the same, respondent No.3 shall take appropriate action in accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioner and it would be open to respondent No.3 to make his independent enquiry/assessment with regard to the representation as and when submitted by the petitioner.

In view of what has been observed above, the present petition is disposed of in the abovesaid terms.

08.11.2021

Pawan

**(VIKAS BAHL)
JUDGE**

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