

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

CRM-M-16174-2021 (O&M)

Date of Decision: 26.07.2021

(Heard through V.C.)

Uma Sharma

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Bhupinder Ghai, Advocate
for the petitioner.

Ms. Deepshikha Chauhan, A.A.G., Haryana.

JAISHREE THAKUR, J. (Oral)

This is the petition that has been filed under Section 482 Cr.P.C. with a prayer for further investigation under Section 173 (8) Cr.P.C. in FIR No.244 dated 06.06.2019 under Sections 323, 354-A, 354-B, 506, 509 and 34 IPC registered at Police Station Rajendra Park, Gurugram.

Learned counsel for the petitioner herein would *inter alia* contend that an FIR was registered under Sections 323, 354-A, 354-B, 506, 509 IPC, and after investigation the challan was presented on 01.12.2020. However, sister-in-law, namely, Ashi and father-in-law, namely, Begraj were found innocent and kept in Column No.2. An application was filed before the Illaqa Magistrate praying for further investigation which was dismissed by an order dated 12.03.2021 (Annexure P-12). The petitioner, being aggrieved against the said dismissal has filed the instant petition.

Notice of motion.

Ms. Deepshikha Chauhan, A.A.G., Haryana, appearing through the medium of video conferencing, accepts notice on behalf of the respondent-State.

At the very outset, learned State counsel would submit that the prosecution itself had filed an application for further investigation which application stands allowed by an order dated 02.06.2021 and therefore, no cause of action survives for pursuing the present petition.

At this stage, Mr. Punit Malik, Advocate has put in appearance on behalf of husband and would contend that as the matter is already under further investigation, no further orders are called for in this case.

Faced with this, learned counsel for the petitioner does not press this instant petition seeking liberty to avail of appropriate remedy should the need so arise.

Dismissed as withdrawn with the aforesaid liberty.

26.07.2021
ps-I

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No