

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

CRM-M-36066-2021 (O&M)

Date of decision: 02.09.2021

Gurlal Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Dr. (Mr.) Anmol Rattan Sidhu, Senior Advocate with
Mr. Suvir Sidhu, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Prayer in the present petition filed under Section 482 Cr.P.C. is for a fair and impartial investigation in case bearing FIR No. 93 dated 08.07.2020, registered under Section 3 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, and Sections 323 and 506 of the IPC, at Police Station Jakhal, District Fatehabad, by constituting a Special Investigating Team, headed by an officer not below the rank of Superintendent of Police, outside the jurisdiction of the Inspector General of Police/ADGP, Fatehabad.

Learned Senior counsel for the petitioner submits that earlier also, the petitioner had approached this Court by way of CRM-M-25429-2020, for quashing of the FIR in question. In the said petition, vide order

dated 01.09.2020, a Coordinate Bench had directed the official respondents to give an opportunity of hearing to the petitioner and to decide the representations moved by the petitioner, by passing a speaking order.

Learned Senior counsel for the petitioner further submits that the Superintendent of Police, Fatehabad, had passed an order dated 29.09.2020, without hearing the petitioner and the grievance of the petitioner is still not redressed. Challan stands presented.

At this stage, learned Senior counsel submits that the petitioner would be satisfied if he is granted liberty to raise all the pleas, as raised in the present petition, before the trial Court, at the time of framing of the charges.

In view of the above, the present petition is disposed of with liberty to the petitioner to raise all the pleas, including the grievance aforesaid, before the trial Court at the time of framing of charges. The trial Court, would consider the same, in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

02.09.2021
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No