

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

CRM-M-39781-2021

Date of Decision: 23.09.2021

(Heard through VC)

Sakunat

... Petitioner

Versus

State of Haryana and Anr.

... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present : Ms. Rosi, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C., for directions to the official respondents to transfer the investigation to higher police official and conduct fair and unbiased investigation in case FIR No.30 dated 23.06.2021 under Sections 376-D and 506 IPC registered at Women Police Station, Palwal, District Palwal.

Learned counsel for the petitioner would contend that the FIR was registered as far back as on 23rd June 2021 and as on date accused have not been arrested and that the petitioner herein is having threat to her life and liberty at the hands of the accused persons.

Notice of motion to the official respondents only.

At this stage, Ms. Mahima Yashpal, DAG, Haryana., appearing through the medium of video conferencing accepts notice on behalf of respondent-State.

Learned State counsel on instructions from SI Sumitra, would

submit that in fact the question of transfer of investigation would not arise as the matter already stands investigated and cancellation report has been prepared which is pending for approval.

I have heard learned counsel for the parties and perused the matter.

This Court does not deem it fit to direct or refer the matter to any other investigating agency as in case the petitioner herein is not satisfied with the cancellation report, she is at liberty to challenge the same in appropriate proceedings in accordance with law.

However, if there is an apprehension of private respondents No. 5 to 7 causing harm to the petitioner herein, she is at liberty to approach the official respondents for seeking protection. In case, any such application is moved, necessary action will be taken thereon within a week in accordance with law.

The instant petition is disposed of with the aforesaid observations.

[JAISHREE THAKUR]
JUDGE

23.09.2021

Riya

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No