

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

**CRM-29229-2021 in/and
CRM-20575-2021 in/and
CRM-M-39271-2020 (O&M)
Date of Decision: 15.09.2021**

Kishan Lal Verma

...Petitioner

Versus

State of Haryana and Ors.

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Robin Dutt, Advocate
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

CRM-29229-2021

Prayer in the application is for preponing the main petition,
which is now fixed for hearing on 23.11.2021.

Allowed as prayed for. The main petition is taken up for
hearing today.

CRM-20575-2021

Prayer in the application is for placing on record Annexures P-
14 and P-15.

Allowed as prayed for.

Annexures P-14 and P-15 are taken on record.

The present petition has been filed under Section 482 Cr.P.C. seeking direction to respondents No. 1 and 2 to constitute Special Investigating Team and to arrest the accused in case FIR No. 145 dated 17.06.2020, under Sections 304 B, 120B IPC, registered at Police Station Sarai Khawaja, Faridabad, Haryana.

Learned counsel for the petitioner herein would vehemently argue that a complaint was filed against Hemant Kumar husband, Sh. Ami Chand father-in-law, Smt Kamala Devi, mother-in-law and sisters-in-law of deceased-Hema i.e. the daughter of the complainant/petitioner herein. It is argued that despite having made the complaint, the matter was not properly investigated and, therefore, there was a need to constitute a Special Investigation Team (SIT) not below the rank of Inspector General of Police to look into the matter.

Pursuant to the notice of motion issued, a status report has been filed by way of an affidavit of Moji Ram, Assistant Commissioner of Police, Sarai, Faridabad, dated 21.01.2021. As per the said report, the matter was investigated after fulfilling all the formalities. It is submitted that the husband of the deceased, Hemant Kumar was arrested on 21.10.2020 and the car given as dowry bearing registration No. HR-51-BV-8138 and other dowry articles have been recovered from the house of the accused persons. The mother, father and sisters of the husband were found to be innocent and kept in column No. 2 of the final report under Section 173Cr. P. C.

Learned counsel for the petitioner would lay great stress on the fact the investigation done was shoddy as there are specific averments

made against the family members of the husband i.e. father-in-law, mother-in-law and sister-in-law of harassing the deceased. It is also submitted that a phone belonging to the deceased was handed over to the Investigating Officer who has not looked into the details of the same and even it has not been made as a part of the challan.

Learned State counsel would submit that the matter has been thoroughly investigated and the challan has been presented and, thereafter, even charges have been framed and now the petitioner has an alternate remedy under the law.

I have heard the counsel for the parties and perused the status report filed.

Keeping in view the fact that the investigation has been completed and challan stands presented against the accused arrested and even charges have been framed, this Court finds no ground to interfere in the said matter considering that trial has already commenced. In case the petitioner has any grievance he would always be at liberty to avail the appropriate remedy available to him in accordance with law.

The petition is disposed of with the aforesaid observations.

[JAISHREE THAKUR]
JUDGE

15.09.2021

Riya

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