

**110 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-42854-2020****Date of decision-18.01.2021****Ikbal****...Petitioner****Vs.****State of Haryana and others****...Respondents****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Khalid, Advocate for
Mr. Sanawar Ali, Advocate for the petitioner.

*********MANOJ BAJAJ, J.**

This petition under Section 482 Cr.P.C has been filed for issuance of directions to respondent Nos.2 to 4 to take action against respondent Nos.5 to 12 (Police Officers) as they have wrongly arrested petitioner's son, namely, Sohil, in case FIR No. 363 dated 25.11.2020 registered under Sections 341, 398, 401, 379, 411 and 34 Indian Penal Code, 1860 and Section 25 Arms Act, 1959 at Police Station Tauru Mewat

Learned State counsel has invited the attention of the Court to the reply dated 08.01.2021 filed by way of an affidavit of Sudhir Taneja, HPS Deputy Superintendent of Police, HQ Nuh, District Nuh. He has argued that the investigation in the above FIR is complete and a final report under Section 173(2) Cr.P.C already stands filed before the Court of competent jurisdiction. He has further pointed out that the petitioner is not an accused in the FIR and he has no *locus standi* to maintain the petition.

Considering the prayer made by the petitioner and the stand of the learned State counsel, this Court finds that the petition filed by the father

of an accused is misconceived as his son has been arrested on the legitimate grounds. The remedy in law is available to the accused, who has been arrested by Police and therefore, this Court does not find it to be a fit case for exercise of inherent powers under Section 482 Cr.P.C.

Petition is dismissed.

(MANOJ BAJAJ)
JUDGE

18.01.2021
vanita

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