

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

(Proceedings through Video Conferencing)

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**CRM-M-1345-2022(O&M)
Date of Decision : 02.02.2022**

Diksha

..... Petitioner

Versus

State of Haryana & ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Mohit Garg, Advocate
for the petitioner.

MANJARI NEHRU KAUL (Oral)

The petitioner is seeking transfer of the investigation of the case in FIR No 244, dated 21.07.2021, registered under Sections 323, 498A, 406, 506, 342 and 313 IPC at Police Station Dabawali Sadar, District Sirsa, as the investigation in the case is not having been carried out fairly and impartial manner.

Learned counsel for the petitioner submits that a representation, dated 14.12.2021 (Annexure P-6) also was made to respondent No.3. However, it did not yield any positive result.

I have heard learned counsel for the petitioner and perused the material on record.

The FIR admittedly already stands registered in the case in hand. Upon receipt of a complaint disclosing the commission of the cognizable offence, neither the accused nor the complainant can have a say as to which agency or official should investigate the crime in question. This Court would, therefore, desist from exercising and invoking its inherent jurisdiction under

Section 482 Cr.P.C to order change of the Investigating Officer/Investigating Agency, more so, when the learned counsel for the petitioner has failed to satisfy this Court about any such bona fide apprehension or circumstances qua the investigation not proceeding in a bona fide manner. In case the petitioner is aggrieved on account of any inaction on the part of the investigating agency, instead of knocking on the doors of this Court, he would be well advised to avail of the alternative remedies available to him under the provisions of law.

The petition stands disposed of in the above.

(MANJARI NEHRU KAUL)
JUDGE

02.02.2022
monika

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