

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

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CRM-M-3327-2022(O&M)
Date of Decision : March 10, 2022

RAJNEESH VERMA

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Through Video Conferencing

Present : Mr. K.D.S.Hooda, Advocate
for the petitioner.

JASGURPREET SINGH PURI. J. (Oral)

CRM-5957-2022

The present application has been filed for placing on record
Annexure P-6.

For the reasons recorded in the application, the same is
allowed and the accompanying Annexure P-6 is taken on record subject
to all just exceptions.

Main case

The present petition has been filed under Section 482 Cr.P.C.
with a prayer for issuance of directions to the respondents to register a
criminal case against the accused persons who have committed murder of
mother of the petitioner and despite specific evidence and injuries no
effective action has been taken.

The learned counsel for the petitioner has submitted that it is
a case where the family of the petitioner which consisted of his mother,

father and wife were in a lot of financial difficulties and there was a help made by the maternal uncle of the petitioner and another dispute arose with regard to the returning money to the maternal uncle of the petitioner and in this way the family stood divided and thereafter the wife of the petitioner started having grudges against his mother and ultimately according to the learned counsel for the petitioner as per instructions the mother of the petitioner was killed by his wife as according to the petitioner when she had come from the hospital, it was told by his mother that she was pushed by the wife of the petitioner due to which she suffered injuries and ultimately which led to the death of the mother of the petitioner. Learned counsel for the petitioner has also relied upon the photographs attached with the present petition and has submitted that the death of the mother of the petitioner took place on 13.10.2021 and it is almost five months that no effective action has been taken by the police and rather in view of the law laid down by the Hon'ble Supreme Court in **Lalita Kumari Vs. Government of U.P. and others, 2012(2) R.C.R. (Criminal) 188**, the police ought to have registered an FIR in the present case.

Notice of motion.

Mr. Naveen Singh Panwar, DAG, Haryana accepts notice on behalf of the State of Haryana and has stated on instructions that a DDR has been registered in the present case but no further action could be taken because the viscera sample was sent to the Chemical Examiner and the report is still awaited and thereafter on receipt of the report, action will be taken.

I have heard the learned counsels for the parties.

It is a case where the petitioner is alleging that the death of his mother was caused because the wife of the petitioner pushed her. Five months have elapsed but it appears that no effective steps have been taken by the police in this regard. Nothing has come on record from the submissions made by the learned State counsel that any effective investigation was done by the police or not especially with regard to the recording of the statements of the material witnesses etc. Therefore, in view of the present facts and circumstances of the case, it will be just and proper to direct respondent No.3 to look into the representation Annexure P-5 filed by the petitioner by way of a registered post and to ensure that effective measures will be taken in the present case for arriving at a logical conclusion in accordance with law within four weeks from today.

It is made clear that any observation made here-in-above has no bearing on the merits of the case and it is only for the purpose of looking into the representation filed by the petitioner in accordance with law.

It is, therefore directed that respondent No.3 shall look into the representation Annexure P-5 filed by the petitioner within four weeks from today and proceed strictly in accordance with law.

The present petition stands disposed of.

(JASGURPREET SINGH PURI)
JUDGE

March 10, 2022

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