

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12382-2019 (O&M)

Date of decision: 21.10.2022

Ravi Chauhan and others

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioners.

Mr. Neeraj Poswal, A.A.G., Haryana.

Mr. Jagdish Manchanda, Advocate for Respondent No. 3

NAMIT KUMAR, J. (ORAL)

CRM-11370-2021

Prayer in this application is for placing on record recommendation dated 27.12.2019 by the Addl. Deputy Commissioner, Gurugram as Annexure A-1 and copy of FIR No.0417 dated 12.10.2020 as Annexure A-2 as well as exemption from filing certified copies/true typed copies of the same.

In view of the averments mentioned in the application, same is allowed. Documents Annexures A-1 and A-2, are taken on record.

CRM-M-12382-2019

This petition has been filed by the petitioners under Section 482 Cr.P.C. for issuance of direction to the respondents to initiate/conduct a fair and impartial investigation against the defaulting officers of the Municipal Council and the concerned Government Department.

In pursuance to issuance of notice of motion, separate replies on behalf of respondent Nos.2 and 3 have been filed.

As per Annexures A-1 and A-2/T annexed with CRM No. 11270-2021 filed by respondent No.3, Addl. Deputy Commissioner has enquired into the matter and found Executive Engineer, Municipal Council, Narnaul, now posted as Municipal Engineer, Hailey Mandi, guilty and recommendations was sent to the Deputy Commissioner, Gurugram to issue charge-sheet under Rule 8 for departmental proceedings and for recovery of amount from the above said Officer. Learned Counsel for Respondent No. 3 further submits that FIR No. 417 dated 12.10.2020 under Sections 120-B, 166-A, 406, 409, 420, 467 & 468 of IPC and Sections 13 & 9 of Prevention of Corruption Act, 1988 (Annexure A-2/T), has been registered against the Officer.

Learned State counsel on instructions from ASI Vikram submits that now the cancellation report has been prepared on 29.08.2022 but the same has not been filed yet.

In view of the statement made by Learned Counsel for the respondent No.3, the present petition has been rendered infructuous and the same is disposed off, accordingly.

21.10.2022
ps-I

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No