

115

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

CRM-M-17994-2022

Date of decision : 02.05.2022

Suresh Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Mukesh Rao, Advocate for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of directions to the official respondents to hand over/transfer the investigation of FIR No.354 dated 26.08.2021 registered under Sections 148, 149, 302, 307, 323, 452, 506 of the Indian Penal Code, 1860 at Police Station Sadar Nuh, District Nuh and also to impartially investigate the same.

Learned counsel for the petitioner has submitted that in the present case, nephew of the petitioner had been killed and on account of the same, FIR No.354 dated 26.08.2021 was registered at Police Station Sadar Nuh, District Nuh. It is further submitted that in the said case, as per final report dated 24.11.2021, challan has been presented against six persons, although, in the FIR, there are total 28 accused persons and has also referred to the last page of the challan, wherein it is mentioned that other accused have not been joined in the investigation.

Learned counsel for the petitioner has further pointed out that the

petitioner has given a representation dated 05.10.2021 to the Director General of Police, Haryana Police, Panchkula (Annexure P-11), in which, the details of the mobile numbers of some of the accused, who have not been challaned and have not been joined in the investigation, nor have been declared as proclaimed offender, have been given. It is further submitted that the petitioner would be satisfied, at this stage, in case, respondent No.3-Superintendent of Police, Mewat, Nuh, Haryana is directed to look into representation dated 05.10.2021 (Annexure P-11) and after considering the contents of the same and after taking into consideration the facts and circumstances of the case, to take appropriate action, in accordance with law.

Notice of motion.

On advance notice, Mr. Munish Sharma, AAG, Haryana, appears and accepts notice on behalf of the State and has submitted that the said representation would be looked into by respondent No.3 in accordance with law and action in accordance with law would also be taken.

Keeping in view the abovesaid facts and circumstances, the present petition is disposed of with direction to respondent No.3 to look into representation dated 05.10.2021 (Annexure P-11) and after considering the contents of the said representation, take appropriate action, in accordance with law, as expeditiously as possible.

02.05.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No