

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

125

CRM-M-16402-2022

Date of decision:27.04.2022

Neha Yadav

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Anil Kumar, Advocate for the petitioner.

SUVIR SEHGAL J. (ORAL)

Instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973, (for short “the Code”) for directing the official respondents No.1 and 2 to transfer investigation in case FIR No.36 dated 25.01.2022 lodged for offences under Sections 323, 34, 354, 406, 498-A and 506 of IPC, 1860, at Police Station Women West Gurugram, District Gurugram to some other senior police official.

Counsel for the petitioner submits that the petitioner is a complainant in FIR, Annexure P-1, which has been investigated and a final report dated 05.02.2022, Annexure P-3, has been prepared and presented before the Competent Court. Counsel contends that some crucial facts have not been noticed by the Investigating Officer. In particular, he has made a reference to the statement of the victim recorded on 09.02.2022, Annexure P-2, under Section 164 of the Code.

Counsel submits that a comprehensive representation dated 21.03.2022, Annexure P-4, has been submitted by the petitioner to the Commissioner of Police, Gurugram-respondent No.2, which has not been attended to. He submits that the petitioner would be satisfied, in case, a direction is issued to the concerned official respondent to examine the same.

Notice of motion to official respondents No.1 to 3 only.

On asking of the Court, Ms. Mahima Yashpal, DAG, Haryana, accepts notice on their behalf.

Having heard counsel for the parties, this Court is of the view that a direction deserves to be issued to the Commissioner of Police, District Gurugram to examine the representation, Annexure P-4, and to take suitable action thereon, as warranted in accordance with law.

Ordered accordingly.

Petition is disposed of.

27.04.2022
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No