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

**CRM-M-22412-2021 (O&M)
Date of Decision:21.02.2022**

Radha

.. Petitioner

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr.Akash Vashisth, Advocate for the petitioner.
Mr. Sukhdeep Parmar, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Radha has filed this petition under Section 482 Cr.P.C. for issuance of directions to the official respondents to conduct free and fair investigation by registering separate FIR against private respondents No.6 to 9, upon a complaint dated 01.02.2021 (Annexure P-3), as FIR No.29 dated 01.02.2021 (Annexure P-1), registered under Sections 279, 304-A and 337 IPC at Police Station Chandhuth, District Palwal, wherein the investigation is in progress, as case of culpable homicide has been given a colour of road side accident.

Learned counsel for the petitioner has argued that Poonam (deceased) was married to Numesh Kumar (respondent No.6) and was blessed with two daughters aged 6 and 4 years. He submits that on 01.02.2021, petitioner's daughter allegedly died in a road accident and FIR was lodged by her husband Numesh Kumar, wherein it was mentioned that the victim was travelling with Hemraj (brother of complainant) on a

motorcycle, when it was hit from behind by an unknown vehicle resulting in death of petitioner's daughter and injuries to Hemraj. He submits that there was no reason for the victim to set off for a journey at 5 a.m. in the morning and in fact, the petitioner's daughter was murdered, as there was a dispute after sale of land and receipt of money, therefore, the investigation deserves to be conducted on these lines. He prays for issuance of necessary directions.

On 08.06.2021, this Court had directed the learned State counsel to find out the status of investigation in the above mentioned FIR and in response, status report by way of affidavit of Yashpal Singh, HPS, Deputy Superintendent of Police, Palwal, District Palwal dated 29.07.2021 was filed. As per the contents of the affidavit, the investigation in the subject FIR is being conducted without prejudice to anyone and the evidence collected so far shows that it was a road side accident and efforts are being made to trace the unknown offending vehicle. The investigation is still in progress.

During the course of hearing, it is not disputed by Mr. Akash Vashisth, learned counsel that the petitioner's daughter was married to Numesh Kumar in the year 2014 and prior to the complaint dated 01.02.2021 (Annexure P-3), no complaint was ever made against the private respondents either by the petitioner or her daughter relating to the maltreatment or the dispute relating to the sale of land. He is unable to reveal the particulars of the sale deed as well as the consideration etc. Further, a perusal of complaint (Annexure P-3) reveals that it is vague and not supported with any convincing material, therefore, at this stage, this Court is not inclined to exercise the inherent powers under Section 482

Cr.P.C.

Resultantly, the petition is dismissed.

21.02.2022

Jasmine Kaur

(MANOJ BAJAJ)

JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No