

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

CRM-M-854-2023

Date of decision : 31.01.2023

Daulat Ram Bhaskar

.....Petitioner

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Gautam Dutt, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court praying for issuance of directions to the respondents to serve at least seven days advance notice to him in case he is required to be arrested in any criminal case registered or may be registered by the Vigilance Bureau/Faridabad Police in the matter pertaining to Enquiry No.6 dated 10.05.2019 in which two FIRs i.e. FIR No.11/2022 and FIR No.23/2022 already stands registered and also Enquiry No.2 dated 10.02.2021 wherein also two FIRs already stands registered i.e. FIR No.13/2022 and FIR No.21/2022 and in both the enquiries the vigilance is still holding further enquiry in the above-mentioned FIRs.

It has been submitted by counsel for the petitioner that pertaining to Enquiry No.6 dated 10.05.2019, two FIRs i.e. FIR No.11/2022 and FIR No.23/2022 already stands registered and in Enquiry No.2 dated 10.02.2021, again there are two FIRs against the petitioner i.e. FIR No.13/2022 and FIR No.21/2022. He submits that though the petitioner has already been granted interim protection but the Enquiries Nos.2 and 6 are again being carried out against the petitioner and he has

apprehension that the petitioner can be implicated in another FIR besides already registered four FIRs against him. He submits that in case in both these enquiries i.e. Enquiry Nos.2 and 6 another FIR is to be registered by the Vigilance Bureau/Faridabad Police then the petitioner be granted respite by serving him at least seven days advance notice.

Learned State counsel has placed on record status report by way of short affidavit of Mr. Anil Kumar, HPS, Additional Superintendent of Police, State Vigilance Bureau, Faridabad Range. He has submitted that though the enquiries are going on as submitted by learned counsel for the petitioner, however, it would not be possible at this stage to say anything about any fresh FIR to be registered against the petitioner as the Enquiry No.2 is already concluded whereas, Enquiry No.6 is already in progress.

After hearing counsel for the parties and perusing the record, it is apparent that in all, four FIRs were registered against the petitioner. He has already been granted interim protection in all said cases and the petitioner is joining investigation as well. However, if in the pending Enquiry No.6, the investigating agencies i.e. Vigilance Bureau/Faridabad Police come out with some new cause of action and register any fresh FIR then the petitioner would be given three days advance notice enabling him to avail his remedies as per law.

Disposed of in above-mentioned terms.

31.01.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No