

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

122

CRM-M-2761-2023

Date of Decision: 19.01.2023

Anjubala

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr.Prateek Rathee, Advocate
for the petitioner.

JAGMOHAN BANSAL, J. (Oral)

The petitioner through instant petition under Section 482 Cr.P.C. is seeking direction to transfer the investigation of FIR No.76 dated 13.08.2021 registered at Police Station Women Police Station Manesar, Gurugram, District Gurugram, under Section 506 of IPC and Sections 8, 6 and 10 of POCSO Act to some other officer posted out of District Gurugram.

Learned counsel for the petitioner contends that there are serious allegations against the respondent, however, police is not investigating the matter in fair and reasonable manner.

Learned State counsel submits that for the same grievance, the petitioner preferred CRM-M-45462-2021 (Annexure P-3) before this Court which came to be disposed of vide order dated 29.10.2021 with a direction to the Commissioner of Police, Gurugram to consider the representation of the petitioner and decide within a period of 15 days. The petitioner filed 2nd petition for the same grievance i.e. CRM-M-10892-2022 (Annexure P-8) before this Court which came to be disposed of vide order dated 15.03.2022

whereby respondent-State was directed to file cancellation report before Illaqa Magistrate within 15 days. The Investigating Officer in compliance of order dated 15.03.2022 of this Court has filed cancellation report on 30.03.2022.

The petitioner has filed 3rd petition for the same grievance. There seems no reason to entertain this petition because the petitioner has no right in equity or law to file repeated petitions for the same grievance. It not only amounts to violation of principle of res-judicata but also amounts to misuse of process of law.

Dismissed.

(JAGMOHAN BANSAL)
JUDGE

19.01.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>