

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

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CRM-M-15852-2023

Date of Decision: March 29, 2023

Sandeep Singh Bhatia**.....Petitioner(s)****Vs.****State of Haryana and others****.....Respondent(s)****CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA**

Present: Mr. H.S. Brar, Sr. Advocate with
Mr. Kanwal Goyal, Advocate
for the petitioner(s)

Mr. Manish Bansal, DAG, Haryana

Mr. Randeep Rai, Advocate with
Mr. Rajeev Anand, Advocate for the complainant

ANOOP CHITKARA J. (ORAL)

The present petition has been filed seeking issuance of directions to the independent agency, which is not under the control and influence of the Haryana Police such as CBI to carry out unbiased, complete, proper and deep investigation of case FIR No.4 dated 09.01.2020 registered at Police Station DLF, Phase-2, Gurgaon under Sections 419, 420, 465, 468, 471, 120-B IPC.

2. Notices served upon the official respondent(s) through the State's counsel.

3. Instructions filed in the Court, are taken on record.

4. Counsel for the State as well as for the complainant strenuously opposed the present petition on the ground that challan in the present case has already been filed and the petitioner has by-passed the statutory provisions of Section 156 and 157 Cr.P.C. They further submit that instead of filing appropriate application before the concerned Court, the petitioner straightway had come to this Court.

5. Counsel for the petitioner argued that there is complexity of police

officials who have bent upon in favour of the complainant.

6. After arguing for some time, counsel for the petitioner wants to withdraw the present petition provided that he be given liberty to file fresh application before the concerned Magistrate and the concerned Magistrate shall decide the same within time bound manner.

7. The prayer is innocuous and genuine.

8. Given above, the present petition is disposed of as withdrawn with liberty to the petitioner to file relevant application before the concerned Magistrate till 15.04.2023 in accordance with law and the concerned Magistrate shall decide the same positively by 31.05.2023 and he/she has to hear the case on top priority even on day to day basis.

9. It is further clarified that liberty reserved to the petitioner to come to this Court again in case need so arises.

(ANOOP CHITKARA)
JUDGE

March 29, 2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No