

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

CRM-M-28198-2018 (O&M)

Date of Decision:21.08.2023

Surender Singh

...Petitioner

vs.

State of Haryana and Others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Ravinder Pankaj, Advocate
for the petitioner.

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner had filed the present petition with a prayer to transfer the investigation in case FIR No. 257 dated 25.12.2013, under Sections 302/34 of IPC, registered at Police Station Behal, District Bhiwani to Central Bureau Investigation (CBI) or some other independent agency.
2. Pursuant to the notice, a status report by way of an affidavit of Deputy Superintendent of Police, Siwani, District Bhiwani, Haryana has been filed on behalf of respondent-State and the same is taken on record.
3. Learned State counsel submits that in the present case the challan was submitted against accused, Mukesh on 22.08.2014. Learned State counsel further submitted that the petitioner had filed an application under Section 173 (8) Cr. PC for further investigation in the matter and the same was allowed by the learned Area Magistrate on 17.12.2014, to direct the SHO to further investigate the case and to submit a report. In compliance of the said order,

Narender Kumar, Inspector SHO Police Station, Behal had further investigated the case and no new facts were discovered.

4. Vide the order dated 06.11.2017, passed by this Court in CRM-17559-2017, this Court had directed the State of Haryana to transfer the investigation to Crime Branch Rohtak. As a consequence, a Special Investigation Team (SIT) of State Crime Branch was constituted for further investigation of the case and during the course of investigation, several statements were recorded. Learned State counsel further submits that a final report under Section 173 (8)Cr. PC had been prepared in the present case and had again been presented before the learned Trial Court. Learned State counsel further submits that 24 witnesses have been examined out of 27 witnesses and the trial is at an advanced stage.

5. In view of the statement made by learned State counsel, it is apparent that the trial is about to conclude in the present case and no further orders are required to be passed by this Court and is dismissed accordingly.

6. All other pending applications, if any, are also disposed off, accordingly.

21.08.2023
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(N.S.SHEKHAWAT)
JUDGE

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