

2023:PHHC:083899

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

243

CRM-M-18216-2023 (O&M)
Date of decision: 03.07.2023

Shahabuddin

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner

Mr. Tanuj Sharma, AAG Haryana

AMAN CHAUDHARY. J.

1. The present petition has been filed under Section 482 Cr.P.C. for issuance of directions to the respondent Nos.2 and 3 to arrest the accused in FIR No.0318 dated 21.07.2019 registered under Sections 302 and 34 IPC, at Police Station Firozpur Jhirka, Nuh, Haryana.

2. Status report by way of affidavit of Satish Kumar, HPS, Deputy Superintendent of Police, Firozpur Jhirka has been filed by learned State counsel. The same is taken on record. He makes a reference to para Nos.5 and 9 of the same, which reads thus:-

“5. That it is also worthwhile to mention here that during the course of investigation polygraph test of suspect namely Rukki @ Rukshina, Sahina d/o Pappu @ Liyakat, Arif s/o Ramjan r/o Sakras were directed for undergoing polygraph test in FSL Madhuban on 26.06.2020. However, due to covid-19 pandemic, the said polygraph of the suspects was declined. Therefore, the suspects were again produced in FSL Karnal on 14.09.2020. However, Sahina d/o Pappu @ Liyakat was pregnant, therefore, the said polygraph test was declined.

xx xx xx xx

9. That in view of the aforesaid facts and evidence, which came forth during the course of investigation of the present case, post-mortem report of Asir Matloob RFSL Report, investigation team the respected people, analysis of CDR of the mobile phones of deceased, polygraph examination of the suspect Sahina, it has been revealed that the deceased was in

relationship with Sahina. However, her marriage was fixed for 21.07.2019 with Azru s/o Islam r/o Bichhor District Nuh, the deceased was not happy with the said marriage he was felling harassed and he has committed suicide on 19-07-2019. The allegations levelled by the petitioner against Rukki @ Ruksina w/o Liyakat, Sahina d/o Liyakat, Arif s/o Ramjan were found false and fabricated during the course of investigation and same were not substantiated by any cogent and reliable evidence. They were not found involved in the alleged crime. Therefore, a cancellation report was prepared on 09.07.2022, which was sent to the higher authorities for onward submissions of the cancellation report in the court of Ld. Illaqa Magistrate for acceptance, which is now fix for 14.07.2023 for the statement of complaint before the Ld. Illaqa Magistrate.

3. In view of the above, no further order is required to be passed. However, the petitioner may avail of alternate remedy, if any, in accordance with law.

4. Disposed of.

(AMAN CHAUDHARY)
JUDGE

July 03, 2023
M.Kamra

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