

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-33327-2021 (O & M)

Date of decision: 17.01.2023

Kamal Kumar

... Petitioner

V/s

State of Haryana and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Sachin Rai Vaid, Advocate,
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 482 Cr.P.C. is for the issuance of appropriate orders/directions for conducting a fair and impartial investigation on the complaint (Annexure P-1) through the CBI or through some senior officer.

The learned counsel for the State has referred to various replies filed on behalf of the respondents to contend that the allegations levelled by the petitioner are false and frivolous. In face, he (petitioner) was named by one Parveen in a case under the NDPS Act. Since a case was sought to be registered against him, to put pressure on the police, the said complaint was moved.

The learned counsel for the complainant/petitioner, on the other hand, contends that the various enquiries conducted by the junior officers are all biased against the petitioner. He, therefore, prays that an appropriate order be passed directing the respondent No.2 i.e. Director General of

Police, Haryana to personally investigate the matter.

I have heard the learned counsel for both the parties at some length.

Without advertng to the respective claims and the counter-claims of the parties, I deem it appropriate to entrust the enquiry into the complaint (Annexure P-1 and P-3) to respondent No.2 i.e. Director General of Police, Haryana who shall appoint a senior officer not below the rank of Inspector General of Police, Haryana to enquire into the aforesaid complaints. The said enquiry is to be personally supervised by the respondent No.2-Director General of Police, Haryana and shall be concluded within a period of 03 months from the date of receipt of a copy of this order. The earlier enquiry reports of the junior officers shall not be taken into consideration and a *de novo* enquiry shall be conducted in the matter.

Disposed of.

January 17, 2023
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No