

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

CRM-M-43183-2023

Date of Decision: 31.08.2023

RAJPAL SINGHAL

...Petitioner

Vs.

STATE OF HARYANA AND OTHERS

...Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Amal Pal, Advocate with
Mr. Mayur Karkra, Advocate
for the petitioner.

SANJIV BERRY, J. (Oral)

The present petition under Section 482 of the Code of Criminal Procedure, 1973, has been moved for transfer of investigation of case FIR No. 137 dated 26.04.2022 under Sections 120-B, 406, 420, 467, 468 and 471 IPC registered at Police Station Madhuban, District Karnal, Haryana, to some higher agency in order to have impartial investigation in the matter.

2. Learned counsel for the petitioner *inter alia* contends that the instant FIR was registered after moving the complaint and also the representations to various authorities and even after registration of FIR till date no action thereon has been taken and even the petitioner has not been included in the investigation. He further submits that the petitioner has moved the representation dated 14.08.2023 (Annexure P-9) to Inspector General of Police, Karnal Range, for conducting fair, proper and impartial investigation by the senior police official in the case. He also moved the

representation dated 16.08.2023 (Annexure P-10) to Superintendent of Police, Karnal in this regard but till date no action has been taken. He submits that petitioner would be satisfied if the representation (Annexure P-10) is considered and disposed of in expeditious manner, in accordance with law.

3. Notice of motion.

4. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, who is present in Court accepts notice on behalf of the respondent/State.

5. After hearing respective submissions, perusing the record and considering the facts and circumstances of the case, without commenting on the merits of the petition, the petition is hereby disposed of with the direction to respondent No.3 to consider and decide the representation dated 16.08.2023 (Annexure P-10) expeditiously in accordance with law. The decision so taken be intimated to the petitioner as well.

6. It is however, made clear that any observation made above shall not affect the merits of the case nor the same will influence the concerned authority in deciding the representation in accordance with law.

(SANJIV BERRY)
(JUDGE)

31.08.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No