

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

**CRM-M-47652-2023**

**Date of decision: 20.09.2023**

**Rajesh Ramakrishnan and another**

**....Petitioners.**

**Versus**

**State of Haryana and another**

**....Respondents.**

**CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY**

Present:- Mr. Randeep S. Rai, Sr. Advocate and  
Mr. Puneet Bali, Sr. Advocate with  
M/s Rubina Virmani and Megha Chauhan, Advocates,  
for the petitioners.

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**SANJIV BERRY, J.**

Instant petition has been preferred under Section 482 Cr.P.C seeking directions to the respondents to transfer the investigations in case FIR No. 1972/2023 dated 21.08.2023 (Annexure P-1) registered at Police Station Shivaji Nagar, Gurugram, Haryana.

2. It is, *inter alia*, submitted by learned Senior Counsel representing the petitioners that Sub Inspector Dev Charan, posted at P.S. Sector 9A, has been entrusted with the investigation in the aforesaid FIR. It is further submitted that even the aforesaid Sub Inspector Dev Charan happens to be the claimant in FIR No.36, dated 06.09.2023, registered against the employees of the company of which petitioner No.1 is the Managing Director and that he is interfering in the day to day working of the company.

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3. Learned Senior Counsel submit that the petitioners have moved representation dated 16.09.2023 (Annexure P-17) to the Commissioner of Police and DGP, Haryana for transfer of the aforesaid investigation, but no action has been taken thereon till date and the petitioners apprehended interference and harassment on the part of the aforesaid Sub Inspector Dev Charan which may hamper impartial and just investigation in the matter.

4. Notice of motion.

5. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, who is present in Court, accepts notice on behalf of respondent No.1 and M/s Raj Sumer Singh and Imran Ahmad Ali, Advocates have put in appearance on behalf of respondent No.2 to assist learned State counsel in the matter and placed on record memo of appearance.

6. Learned Senior Counsel for the petitioners submit that for the purpose of this petition, the petitioners will be satisfied if Annexure P-17, dated 16.09.2023 is directed to be disposed of by respondent No.2 in an expeditious manner, in accordance with law.

7. After hearing the respective submissions; considering the averments made in the petition and without commenting on the merits thereon, the present petition is disposed of with the direction to respondent No. 2-Commissioner of Police, Gurugram, to consider the averments made in the representation dated 16.09.2023 (Annexure P-17) in the light of the averments taken in the present petition by the petitioners and to dispose of the same after passing a reasoned order in an expeditious

manner, preferably within a period of 05 days from today, as it is desirable that the investigation in the matter has to be fair and impartial.

- 8. Decision so taken be conveyed to the petitioners.
- 9. Disposed of.

(SANJIV BERRY)  
JUDGE

20.09.2023  
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| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |