

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

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2023:PHHC:143606

CRM-M-49720-2023

Date of decision: November 9th, 2023

Ravinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Narender Singh Kamboj, Advocate
for the petitioner.

MANJARI NEHRU KAUL, J.

The petitioner is dissatisfied with the investigation being carried out in FIR No.245 dated 15.09.2023 under Sections 420, 467, 468, 471 IPC registered at Police Station Jandiala, District Amritsar Rural, by the official respondents. It has been contended that some of the accused are being shielded by the official respondents, even though there is sufficient evidence available to proceed against them. A prayer has, therefore, been made for issuing directions to respondents No.2 and 3 for nominating respondent No.5 as an accused in the case in hand.

2. I have heard learned counsel for the petitioner and perused the relevant material on record.

3. The powers of the police to investigate a complaint revealing the commission of a cognizable offence is unrestricted and cannot be interfered with by this Court in the exercise of its inherent powers under Section 482 Cr.P.C.

4. It is the statutory duty of the police to carry out the investigation once crime is reported to them. Courts should refrain from

intervening and instructing the investigating agency on how to conduct their investigation, as this falls within the exclusive domain of the police.

5. In the case in hand, it has not been disputed by the learned counsel for the petitioner that the case is still under investigation, and the final report under Section 173 Cr.P.C. has not yet been presented before the Court.

6. In the facts and circumstances, the prayer made by the petitioner for issuance of directions to respondents No.2 and 3 lacks merit. Accordingly, the instant petition stands dismissed.

7. It goes without saying that in case the petitioner remains dissatisfied even after the presentation of challan, he still would have the option to avail of remedies available to him under law.

8. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

November 9th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE

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