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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.60654 of 2023 (O&M)
Date of Decision: 02.12.2023

VIJAY KUMAR

.....Petitioner

Vs

STATE OF HARYANA AND OTHERSRespondents

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. Keshav Pratap Singh, Advocate with
Mr. Namish Sodhi, Advocate
for the petitioner.

Mr. Viney Phogat, D.A.G., Haryana.

HARKESH MANUJA, J. (Oral)

1. By way of present petition, prayer has been made for transferring the investigation of the case bearing FIR No.403 dated 28.07.2023 registered under Section 22(c), 61 of NDPS Act, 1985 at Police Station City Fatehabad, District Fatehabad, alleging *mala fide* against the concerned police officials/Investigating Officer.

2. Learned counsel for the petitioner submits that the petitioner is in possession of CCTV footage showing the innocence of his son, which has even been produced on record, by way of photographs as well as Pen Drive.

3. Learned counsel further submits that a representation in this regard was submitted before the Superintendent of Police, Fatehabad, however no action has been taken thereof and thus compelling him to approach this Court.

4. On the other hand, learned State counsel on instructions from the office of Superintendent of Police, Fatehabad submits that the Investigating Officer in question shall be changed at the earliest and the photographs and Pen Drive appended with the present petition shall be taken into consideration, besides procuring the mobile tower locations of the accused as well as of the earlier investigating team.

5. In view of aforesaid stand taken by learned State counsel, the present petition is disposed of.

December 02, 2023

Atik

(HARKESH MANUJA)
JUDGE

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