

Sr. No.208(02)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-9153-2024

Date of decision: 03rd May, 2024

KAJAL RANI

.....Petitioner

versus

STATE OF PUNJAB AND ORS

.....Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Munish Gulati, Advocate for
Mr. Kamal Narula, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Kuldeep Singh, Advocate
for respondent No.4.

HARPREET KAUR JEEWAN, J. (ORAL)

1. Prayer in the present petition filed by the petitioner under Section 482 Cr.P.C. is for issuance of directions to respondents No.2 and 3 to file report under Section 173 Cr.P.C. against respondent No.4 in case FIR No.224 dated 16.12.2023, under Section 420 IPC (Section 376 IPC added later on), registered at Police Station City Jalalabad, District Fazilka (Annexure P-1) and to appoint a Special Investigating Team for conducting fair and impartial investigation in the said FIR.
2. Notice of motion.
3. Ms. Sakshi Bakshi, AAG, Punjab accepts notice on behalf of respondent-State of Haryana.
4. Mr. Kuldip Singh, Advocate has put in appearance on behalf of respondent No.4 and filed his memo of appearance, which is taken on record. He contends that in the connected matter bearing No.CRM-M-9321-2024, which is

bail. It is further contended that respondent No.4 has filed another petition bearing No.CRM-M-3954-2024, seeking directions to the official respondents to conduct fair and impartial investigation. As per the order dated 02.02.2024, passed in CRM-M-3954-2024 (Annexure P-6 in connected matter - CRM-M-9321-2024), the learned State counsel had filed a short reply by way of affidavit of Senior Superintendent of Police, Fazilka. Copy of the said short reply is appended in the connected petition as Annexure P-7, as per which, the offence under Section 376 IPC was added vide DDR No.021 dated 01.02.2024.

5. Learned counsel for the petitioner has confirmed the aforesaid developments.
6. Learned State counsel, on instructions from ASI Amrik Singh, submits that after joining of investigation by respondent No.4 and after conclusion of the investigation, final report/challan under Section 173 Cr.P.C. will be presented.
7. In view of the undertaking given by the learned State counsel, the present petition stands disposed of.
8. However, the State shall remain bound by the undertaking given by them.
9. Pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)

JUDGE

03rd May, 2024

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No