

CRM-M-12184-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-12184-2024 (O&M)
Decided on : 04.09.2024

Santosh Devi

. . . Petitioner

Versus

State of Haryana and others

. . . Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present : Mr. Parveen Kaushik, Advocate
for the petitioner

Mr. Anmol Malik, DAG Haryana

KIRTI SINGH, J. (Oral)

The present petition has been filed under Section 482 of the Criminal Procedure Code for issuance of appropriate directions to respondents No.2 to 4 to hand over the investigation of this case to some independent agency i.e. Special Crime Branch/Special Investigation Agency in case FIR No.120 dated 07.04.2023, under Sections 323, 506 of Indian Penal Code, 1860 and Section 3(1)(S) of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities Act, 1989) as the private respondents in connivance with official respondents has falsely implicated the petitioner in above mentioned FIR and safeguarded the private respondents.

2. Status report by way of affidavit of Dharmavir Singh, HPS Assistant Commissioner of Police, Bahadurgarh, District Jhajjar had been filed by the learned State counsel. The relevant para No. 12 of the status report is reproduced

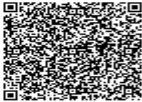


12. That on 03.04.2023, Dial 112 called by both party and P/S1 Akash attend the call and went to the house of Mahender S/o Rohtash R/o Kasar and asked for provide the CCTV footage but no CCTV footage provided by the complainant Mahender and no complaint provided by both parties on which DD No. 28 dated 03.04.2023 in P.S., Sector-6 Bahadurgarh entered and on dated 07.04.2023 a complaint moved by Deepak S/o Jaipal R/o Kasar on which FIR No. 120 dated 07.04.2023, under Sections 323, 506 of IPC and 3(1)(5) of SC and ST Act was registered in Police Station Sector-6, Bahadurgarh a complaint (Annexure P-1) was not moved by Mahender S/o Rohtash to Police Station Sector-6 Bahadurgarh, after registered FIR a Complaint No. 245- CMW dated 07.04.2023 moved by Mahender S/o Rohtash R/o Kasar during the enquiry of complaint no non-cognizable offence is made out from the contents of the aforesaid complaint

13. That during the course of investigation, on 09.08.2023 Mahender S/o Rohtash moved an application for cancellation of the present case at CM Window, that the present case has falsely been registered against them in collusion with present Sarpanch Tony and Ex. MLA Naresh Kaushik but during the inquiry, the present FIR was found to be genuine as per CCTV footage and CM window application was closed.

14. That during the course of investigation, another application bearing No. 52-SPL-3 dated 19.02.2024 was moved by Mahender S/o Rohtash in the office of I.G. Rohtak Range, Rohtak for re-investigation of the matter but the same was also closed being unnecessary.”

3. Learned State counsel on instructions submits that challan in the present case was presented on 01.03.2024 and charges are to be framed on 19.10.2024.



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view of the status report, this Court is not inclined to interfere in the present petition and the same is, accordingly, dismissed.

5. Pending application(s), if any, also stand disposed of.

(KIRTI SINGH)
JUDGE

September 04, 2024
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No