

Date of Decision : 09-04-2024

.....Petitioner

State of Haryana and others

.....Respondent(s)

Present:- Mr. Gurmeet Singh, Advocate with
Ms. Jasleen Kaur, Advocate Chhibber for
Mr. Ankur Lal, Advocate for the petitioner.

PANKAJ JAIN, J. (Oral)

1. Reply by way of affidavit of Rajesh Lohan, HPS, Deputy Superintendent of Police, Bawal, District Rewari (Haryana) on behalf of respondent No.1-State has been filed. The same is taken on record. The stand taken by the State is as under:-

“4. That it is most respectfully submitted that regarding the same occurrence a cross case First Information Report No. 219 Dated 02.07.2022 for the offence punishable Under Section 323, 324, 34 IPC has been registered in the Police Station Bawal on the statement of Poonam Devi W/o Mahesh Singh resident of Village Dharchana against the accused persons namely Jile Singh (present petitioner), Bhim Singh Dharmpal Sons of Umrao Singh & Rakesh Son of Dharmpal all residents of Village Dharchana Police Station Bawal and the investigation of the case has been carried out by ESI Preet Singh Police Station Bawal, during the course of investigation the statement of the witnesses are recorded and the place of occurrence has been inspected, the matter was also verified by the deponent. It is also most

respectfully submitted that the accused person named in the above stated First Information Report. No. 219 Dated 02.07.2022 fail to join the investigation and the Non Bailable Warrants has been issued against the all accused persons including the present petitioner by the court of learned Illaqa Magistrate & the next date of hearing in the case is 07.07.2023. It is most respectfully submitted that from the above stated effect it can safely concluded that the present petitioner had not filed the present petition with clean hands and concealed material facts regarding the case which was registered against him hence the present petition is liable to be dismissed on this score alone.

5. That the present petition filed by the petitioner is devoid of merit being without any substance and ulterior motive in order to dilute the investigation of the cross case which is registered against the present petitioner and his family members.

6. That the investigation of the case has been carried out strictly as per the provision of law without any addition or commission under the supervision of higher authorities and the matter has been duly verified by the deponent himself and thus it can safely concluding that there are no circumstances which may warrant the invoking of extraordinary jurisdiction by this Hon'ble Court and being so, the present petition is liable to be dismissed being devoid of merit.”

2. Keeping in view the fact that not only the police report stands filed as well as the challan already stands presented.

3. In view of the above, no further order is warranted.

4. Disposed off accordingly.

09-04-2024

spn

(PANKAJJAIN)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable : No