



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

112

CRM-M-30372 of 2024
DECIDED ON: 10th July, 2024

RXXXXXXX

....PETITIONER

VERSUS

State of Haryana and others

....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE **NIDHI GUPTA.**

Present: Ms. Rosi, Advocate for petitioner.
Mr. S.K. Dagar, DAG Haryana.

NIDHI GUPTA., J (ORAL)

Prayer in the present petition under Section 482 Cr.P.C. is for issuance of appropriate directions to respondents to get conduct the fair and impartial investigation in the FIR No. 10 dated 4.4.2024, registered under Section 506 of IPC, 1860 and Section 6, 17 of POCSO Act, 2012, registered at Police Station Women, District Nuh (Annexure P-1).

Learned State counsel on instructions from PSI Poonam submits that in the present FIR, the main accused-Samsuddin who is alleged to have committed rape upon the minor sister of the present petitioner, has been duly arrested on 13.4.2024. It is submitted that however, co-accused i.e. mother of the victim is yet to be arrested.

Learned State counsel further informs that the prayer in the present petition is that the husband of the petitioner/respondent No.4 herein be added as an accused in the present FIR as it is alleged by the petitioner that her husband has also committed rape upon the victim/minor sister of the petitioner. Learned State counsel submits that however upon investigation no such allegation, let alone evidence has been found. Challan has been filed on 3.6.2024. As such, no further investigation or direction is required in the matter.

Reference may also be made to statement of victim recorded on 8.4.2024 under Section 164 Cr.P.C. (Annexure P-3) wherein no such allegations that respondent No.4 had raped her, have been made. Allegations therein are only against main accused Samsuddin. Moreover, respondent No.4 is the complainant in the present FIR.

In view of the above, no further direction is required to be issued in the present matter.

The present petition stands disposed of.

Pending application, if any, is also disposed of.

10th July, 2024

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Whether speaking/reasoned	Yes
Whether reportable	No

(NIDHI GUPTA)
JUDGE