



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-52629-2023

Date of decision: 13.05.2024

HARVINDER ANAND

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Vipul Aggarwal, Advocate with
Mr. Ashish Aggarwal, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

Mr. Shreenath Khemka, Advocate,
for respondent no.10.

KULDEEP TIWARI, J.(Oral)

1. The instant petition has been filed by the petitioner for issuance of a direction upon the official respondents to hand over the investigation in the complaints dated 09.08.2021 (Annexure P-18), 10.06.2022 (Annexure P-12) and dated 05.08.2022 (Annexure P-13) as well as reminder dated 06.07.2023 (Annexure P-13), to the crime branch or any other independent agency.

2. It is not under dispute that no FIR, has been registered so far on the aforesaid complaints, therefore no question arises for transfer of investigation.

3. The petitioner without approaching appropriate authority/ court, has straightway moved the instant motion. In fact, one of the reliefs, which is required to be granted to the present petitioner, is that

the issuance of a direction for registration of the FIR on the basis of the complaints (*supra*).

4. The petitioner has an alternate remedy, and without availing that remedy, he has filed the present petition, which in the considered view of this Court, is a misconceived motion. Therefore, the present petitioner is relegated to the competent authority/court, if so advised.

5. **Disposed of accordingly.**

May 13, 2024

dharamvir

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(KULDEEP TIWARI)
JUDGE

Whether Reportable. : Yes/No

Whether speaking/reasoned. : Yes/No