



(106)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-57488-2024 (O&M)

Date of decision:- 04.12.2024

Brij Mohan Kaushik

...Petitioner(s)

Versus

The State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present:- Mr. Gaurav Datta, Advocate,
for the petitioner.

Mr. Deepak Balyan, Additional Advocate General, Haryana.

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SHEEL NAGU, C.J. (ORAL)

1. The petitioner, who is the father of the complainant, has invoked the inherent powers of this Court under Section 528 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 making the following prayer:-

Issue an appropriate order or direction to the official respondents to transfer the investigation of the case i.e. FIR No. 189, dated 16.05.2024 under Section 346 IPC, Police Station Ballabgarh Sadar, District Faridabad (Annexure P-1) from the concerned Investigating Officer i.e. Incharge/SHO, Crime Branch, Sector 65, Faridabad to some other investigating agency other than the present agency or by way of forming Special Investigating Team (SIT) consisting of the senior officers of the department other than the officers of the District Faridabad so that the petitioner/complainant's son can be traced and the accused persons whose names are specifically mentioned in the representations can be nominated as an accused in the above FIR.

2. The grievance of the petitioner as projected by learned counsel is that report was lodged on 16.05.2024, but no efforts have been taken to find out the culprits. It is also alleged that the son of the petitioner is missing since

the date of the incident i.e. 15.05.2024 and that efforts to trace out the victim even by the Police have gone in vain.

3. If the petitioner moves an application before the Commissioner of Police, Faridabad, then the same shall be considered and decided expeditiously by either resolving the dispute or if the same is not possible assigning reasons by passing a speaking order within a period of 15 days.

4. The petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

04.12.2024
Amodh Sharma

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No