

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-65482-2023

Date of decision : 05.01.2024

Vinod Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHLPresent: Mr.Neeraj Gaur, Advocate
for the petitioner.

Ms. Rajni Gupta, Addl.A.G. Haryana.

VIKAS BAHL, J.(ORAL)

1. This is a petition filed under Section 482 Cr.P.C. for issuance of directions to respondents no.1 to 3 to transfer the investigation of FIR no.62 dated 27.02.2020 registered under Sections 406, 420, 120-B IPC at Police Station Khedki Daula, District Gurugram to CBI or ED.

2. A perusal of the paper book, moreso paragraph 9 of the petition, would show that it is the averment of the petitioner that he had moved an application under Section 173(8) Cr.P.C. and an order has been passed on the same, however, neither the said application nor the order passed on the same has been annexed along with the present petition. In paragraph 6 of the petition, it has been mentioned that the challan in the case has been presented and even the said challan has not been annexed along with the present petition. A perusal of the memo of parties would show that as many as 31 respondents have been impleaded as party

including the Chairman, Haryana Real Estate Regulatory Authority,

Gurugram; Director General (Inv) Income Tax Department, Govt. of India, New Delhi; Deputy Director (Technical) Fire Station, Sector 29, Gurugram; Director General of G.S.T. Intelligence, Plot no.44, Sector 32, Gurugram; Director, Town and Country Planning, Haryana and Director, District Town and Country Planning, Sector 14, Gurugram.

3. Learned counsel for the petitioner seeks to withdraw the present petition with liberty to file a fresh petition after annexing the relevant documents/ orders and after impleading appropriate parties.

4. In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with the aforesaid liberty.

5. It is made clear that in case any such petition is filed, all the aspects including the aspect of maintainability of such petition after presentation of the challan / report under Section 173 Cr.P.C. would be considered independently, in accordance with law.

(VIKAS BAHL)
JUDGE

January 05, 2024.

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No