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

**CRM-M-11711-2025 (O&M)**

**Date of decision : 05.03.2025**

Kabal Singh

.....Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. Kamaldeep Kumar, Advocate for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

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**MAHABIR SINGH SINDHU, J.**

Present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'the B.N.S.S.'), for directing the respondents to conduct further investigation by some Senior Police Officer in FIR No.184 dated 02.11.2024 (P-1), under Sections 191(3), 115, 117(2), 324(4), 351(2) and 333 read with Section 190 of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station Ismailabad, District Kurukshetra.

2. This Court on 03.03.2025, passed the following order:-

*“Learned State counsel shall get instructions as to whether final report against the petitioner has been presented before the Court of competent jurisdiction and/or any further investigation is going on.*

*Posted for 05.03.2025.*

*It is clarified that there is no formal notice of motion in this case.”*



3. Today, in compliance of the aforesaid order, learned State counsel has produced a copy of order dated 07.02.2025 passed by learned Additional Sessions Judge, Kurukshetra (for short 'learned ASJ') and copy of the same is retained on record as mark 'X'. Registry to do the needful.

4. Order dated 07.02.2025 being relevant, is reproduced as under:-

*“This order shall dispose of an application for conducting further investigation in the present case moved by Investigating Officer/DSP, Pehowa. Learned Assistant Public Prosecutor for State assisted by investigating officer has argued that in the present case new evidence has come on record in the shape of a video clip and therefore, further investigation about the involvement of other accused is required to be made.*

*Perusal of the contents of the application also shows that it is recorded in it that a video clip has come on record. Hence, in view of this factual position, the application in hand is hereby allowed and investigating officer is hereby allowed to conduct further investigation in the present case, as per law. The application in hand is hereby disposed off accordingly.*

*Now to come up on 13.02.2025 for the proceedings already fixed.”*

5. Perusal of the aforesaid order reveals that learned ASJ has ordered for further investigation in the matter.

6. Faced with the above predicament, learned counsel for the petitioner, on instructions, does not press the petition; rather he wishes to take recourse to remedy available under law.

Disposed off accordingly.

8. It is clarified that above observations be not construed as an expression of opinion on merits of the case, in any manner.

Pending application(s), if any, shall also stand disposed off.

05.03.2025

*d.gulati*

Whether speaking / reasoned :  
Whether Reportable :

(MAHABIR SINGH SINDHU)

JUDGE

Yes                      No  
Yes                      No