



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

212

**CWP-19041-2019 with
IOIN-CWP-19041-2019
Date of Decision: 14.10.2025**

Satya Pal and another

....Petitioners

Versus

Lokayukta Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Narender Pal Bhardwaj, Advocate
for the petitioners.

Mr. Sandeep Chhabra, Additional Advocate General, Haryana.

Ms. Sukriti Kaur, Advocate
for respondent No.8.

Harsimran Singh Sethi, J. (Oral)

1. In the present petition, the challenge is to the impugned order dated 22.01.2019 (Annexure P-7) passed by the Lokayukta, Haryana, by which direction has been issued to reinvestigate the FIR No.77 dated 15.03.2016.

2. The argument which is being raised by learned counsel for the petitioners is that the allegations alleged in the FIR No.77 dated 15.03.2016 under Sections 420 IPC and Section 3 of the Haryana Protection of Interest of Depositors in Financial Establishments Act, 2013, has already been registered at Police Station Ambala Cantt., and is being investigated and after



*CWP-19041-2019 with
IOIN-CWP-19041-2019*

-: 2 :-

investigation, the report will be submitted to the competent Court of law for further action whatever is required keeping in view of the outcome in the investigation report. Learned counsel for the petitioners submits that rather than allowing the competent Court of law to take a decision on the investigation report, the complainant approached the Lokayukta Haryana, who without any jurisdiction, has directed further investigation into the FIR No.77 dated 15.03.2016, as detailed above, though, the said jurisdiction to order further investigation, exists with the competent Court of law as per the provisions of law, hence, interfering in the said investigation by the Lokayukta was beyond the jurisdiction hence, the order impugned order dated 22.01.2019 (Annexure P-7) passed by the Lokayukta, may kindly be set aside.

3. Learned counsel appearing on behalf of the respondent No.8 submits that the police was not investigating the matter in a manner required and as the complainant felt that the police is going to help the accused, there was no other option but to approach the Lokayukta for appropriate relief keeping in view the liberty given by the competent Court of law in CRM-M-16152-2015 decided on 07.09.2015. Learned counsel for the respondent No.8 submits that the order 22.01.2019 (Annexure P-7) passed by the Lokayukta is perfectly valid and legal.

4. We have heard the learned counsel for the parties and have gone through the record with their able assistance.

5. Once, the FIR has already been registered being FIR No.77 dated 15.03.2016 on the complaint of the complainant, as detailed above, it become the duty of the police to investigate the said FIR on all the possible facts and to collect the evidence so as to present the investigating report before the



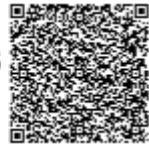
**CWP-19041-2019 with
IOIN-CWP-19041-2019**

-: 3 :-

competent Court of law. In case, the complainant is aggrieved that the investigation done by the police is not correct, the liberty exists with the complainant to raise all the objections against the investigating report submitted by the police before the competent Court of law and the competent Court of law has full jurisdiction to direct further investigation into the said allegations. Once, the competent Court of law was already involved, the jurisdiction of the Lokayukta does not exist so as to order the further investigation in the FIR concerned by usurping the power of the competent Court of law.

6. It would be a different matter in case, there is no FIR on the allegations pending, then direction can be given by the Lokayukta to look into the complaint and decide further course of action but, in the present case, the situation and the facts are different and therefore, the order dated 22.01.2019 (Annexure P-7) passed by the Lokayukta Haryana, was beyond its jurisdiction and, therefore, the same is set aside.

7. However, the State (Police) is directed to investigate the FIR No.77 dated 15.03.2016 under Sections 420 IPC and Section 3 of the Haryana Protection of Interest of Depositors in Financial Establishments Act, 2013, which has already been registered at Police Station Ambala Cantt in a free and fair manner, and submit the report before the competent Court of law, if not already submitted. In case any final investigating report is submitted by the police, the competent Court of law will decide whether the said report is to be accepted or further investigation is to be directed and due opportunity will be given to the complainant to bring all the facts on record which, the complainant thinks have been ignored by the Police while investigation.



**CWP-19041-2019 with
IOIN-CWP-19041-2019**

-: 4 :-

8. With regard to the directions given by the Lokayukta to the Registrar Cooperative Society, Haryana, to look into the business/conduct of the Society, the same was within its jurisdiction as the same was not being inquired into or looked into by any other authority hence, the Registrar Cooperative Society, Haryana, will look into the affairs of the Society concerned, so as to ensure that there is no wrong doing while conducting the affairs of the Society in question, and in case it is found that any illegality has been done, the remedial measures required to be taken as per law, will be taken by the Registrar Cooperative Society, Haryana, within a period of three months from the receipt of the copy of this order.

9. Disposed of accordingly.

10. Pending application(s), if any, stands disposed of.

**(HARSIMRAN SINGH SETHI)
JUDGE**

**(VIKAS SURI)
JUDGE**

October 14, 2025

Varinder

Whether speaking/reasoned : Yes

Whether reportable : No