

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

103

CWP-33694-2024

Date of Decision : March 19, 2025

HARDEEP HANS

-PETITIONER

V/S

THE STATE OF UT CHANDIGARH AND OTHERS

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Gaurav Datta, Advocate with
Ms. Srishti S. Sharma, Advocate
for the petitioner.

Mr. Jaivir Chandail, Advocate with
Mr. Karanvir Singh, Advocate and
Mr. Ashok Kumar, Advocate
for the respondents No.1 to 8.

Mr. Navkiran Singh, Advocate
for the respondents No.9 to 11.

KULDEEP TIWARI, J. (ORAL)

1. The genesis of the present writ petition is embodied in an unfortunate incident, wherein, the petitioner's brother, a practicing advocate, is alleged to have been murdered by the respondents No.9 to 11. This incident constituted the bedrock for registration of a series of FIRs, i.e. (i) FIR No. 211 dated 08.10.2024, under Sections 105, 3(5) of the B.N.S., 2023, P.S. Sector 36, Chandigarh; (ii) FIR No.212 dated 08.10.2024, under Sections 299, 115(2), 3(5) of the B.N.S., 2023, P.S. Sector 36, Chandigarh; and (iii) FIR No.213 dated 08.10.2024, under Sections 74, 351(2) of the B.N.S., 2023, P.S. Sector 36, Chandigarh.

2. Through instituting the instant writ petition, the petitioner prays for issuance of directions upon the official respondents to transfer the investigation of FIR No.211 (supra) to a Special Investigation Team.

3. In his beseeching the relief (supra), the learned counsel for the petitioner has sketched various reasons in the instant writ petition. One of the reasons is that, despite lapse of considerable time since the date of occurrence, i.e. 07.10.2024, the investigation of the FIR (supra) has not yet been concluded.

4. Although this Court is not taking cognizance of the allegations enclosed in the instant writ petition with regard to the investigation/investigating officer, however, purely with an intent to maintain the faith of the parties in the system and to ensure transparency in the investigation, this Court, with the concurrence of all the parties, deems it appropriate to direct the Director General of Police, Chandigarh, to constitute a Special Investigation Team, to be headed by an IPS officer, for conducting investigation in respect of all the three FIRs (supra). The functioning of the Special Investigation Team shall be monitored directly by the Director General of Police, Chandigarh. It is expected that the Special Investigation Team would expeditiously conclude the investigation, preferably within four months from today.

5. Disposed of accordingly.

March 19, 2025
devinder

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No