

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

2026:PHHC:073423



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CRM-M-26459-2026 (O&M)

Date of Decision: 11.05.2026

NXXX

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE NEERJA K. KALSON

Present : Mr. Suneet Singh Aulakh, Advocate
for the petitioner.

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NEERJA K. KALSON, J. (Oral)

1. Present petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (erstwhile Section 482 Cr.P.C.) seeking issuance of directions for constitution of a Special Investigation Team for fair and impartial investigation in FIR No.51 dated 24.03.2026 registered under Sections 64 and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (erstwhile Sections 376 and 506 IPC), along with a further prayer that the private respondents be restrained from pressurizing the petitioner to withdraw the complaint or compromise the matter.

2. Learned counsel for the petitioner submits that the petitioner apprehends pressure and intimidation at the hands of the private respondents and seeks protection to ensure a fair investigation.

3. Notice of motion.

4. At this stage, Mr. Jatinder Pal Singh, Sr. DAG, Punjab, upon instructions, submits that the investigation in the present case is already underway and the petitioner is at liberty to approach the Investigating Officer or the

manner of investigation or any alleged threat or pressure being extended upon her.

5. This Court has considered the submissions made by learned counsel for the parties.

6. Without commenting upon the merits of the allegations levelled in the present petition, this Court deems it appropriate to observe that the investigation of a criminal case ordinarily falls within the domain of the investigating agency and interference by this Court at a premature stage is warranted only in exceptional circumstances where clear material is placed on record demonstrating deliberate unfairness, bias or failure of investigation. At present, no such exceptional circumstance is made out warranting constitution of a Special Investigation Team.

7. It is also not disputed that proceedings arising out of the same FIR, including a petition seeking anticipatory bail, are already stated to be coming up for consideration before the competent Court in the coming days. In such circumstances, this Court does not deem it appropriate to enter into disputed factual aspects touching upon the merits of the allegations at this stage.

8. However, considering the apprehension expressed by the petitioner, it is observed that in case the petitioner approaches respondent Nos.2 and 3 with any specific grievance regarding threat, intimidation or pressure allegedly being exerted upon her in connection with the present FIR, the said authorities shall look into the same strictly in accordance with law and take appropriate action, if so warranted.

9. With the aforesaid observations and directions, the present petition is disposed of.

10. Pending application, if any, stands disposed of.

11.05.2026

Atul

**(NEERJA K. KALSON)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No