



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

CRM-M-1848-2026

Date of decision: 09.04.2026

GURBACHAN SINGH

...PETITIONER

V/S

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Shiv Kumar Rana, Advocate
for the petitioner.

SUBHAS MEHLA, J. (ORAL)

1. Present petition has been filed under Section 528 of BNSS for issuance of directions to respondent Nos.1 to 3 to conduct fair and impartial investigation in FIR No.98 dated 03.03.2019 registered under Sections 406/420/409/120-B of Indian Penal Code, 1860 at Police Station City Kaithal, District Kaithal and to entrust the investigation of the same to respondent No.5-Central Bureau of Investigation.

2. Learned counsel for the petitioner contended that petitioner has been falsely involved in the present case; the petitioner is a mechanic by profession and was running his own business of mechanical works under the name and style of '*M/s Laxmi Agriculture Implements Works*'; petitioner has no connection with or expertise in the rice shelling business but one Ashok Kumar, a partner in the firm namely, Kissan Rice Land, induced him to venture into that business by representing that his own sheller business running under the name of Kissan Rice Land had been closed as the Government was not giving paddy to the said firm. Consequently, the



petitioner was induced to give his name as the proprietor of another firm to whom the HAFED Authorities would have no restriction in providing the paddy for shelling. Hence, learned counsel prayed for fair and impartial investigation in the present FIR and for transfer of the same to respondent No.5.

3. Notice of motion.

4. Mr. Aditya Pal Singla, AAG, Haryana, present in the Court, accepted notice on behalf of respondent-State and submitted that the petitioner actively participated in commission of offence; the petitioner’s firm did not adhere to the terms and conditions of the agreement executed with the complainant and in connivance with the guarantors of the petitioner’s firm, misappropriated 17993.394 quintals of rice, which resulted into a financial loss to the tune of Rs.6,27,91,179/- approximately.

5. Heard.

6. Keeping in view the contentions of learned counsel for the parties and the fact that the allegations are that petitioner’s firm, misappropriated 17993.394 quintals of rice, which resulted into a financial loss to the tune of Rs.6,27,91,179/- approximately; the FIR was registered in the year 2019 and the present petition has been filed only to delay the proceedings, hence, this Court finds no merit in the present petition at this stage and the same stands dismissed accordingly.

April 09, 2026
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(SUBHAS MEHLA)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No