

(119)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-5442-2025

Date of Decision: 29.09.2025

SURENDER KUMAR ALIAS SUNDER SINGH

... Petitioner

Versus

STATE OF HARYANA & OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Mohit, Advocate with  
Ms. Pavitra, Advocate  
for the petitioner.

Mr. Viney Phogat, DAG, Haryana.

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**JASJIT SINGH BEDI, J.**

The prayer in the present petition under Section 528 of BNSS, 2023 is for issuance of appropriate directions to respondent Nos.1 to 4 to get conducted a fair and impartial investigation in FIR No.241 dated 18.05.2022 (Annexure P-1) registered under Sections 420, 120-B IPC and Sections 201, 467, 468, 471 IPC (added later on) at Police Station Sadar Fatehabad, District Fatehabad, Haryana.

The learned counsel for the petitioner contends that the Investigating Agency is not investigating the matter properly despite the fact that specific allegations have been levelled against the accused. In fact, respondent Nos.6 and 7 are in connivance with respondent Nos.8 to 16, the accused persons. Therefore, the investigation be handed over to some superior officer.

On the other hand, the learned State counsel submits that during the investigation the culpability of respondent No.8-Bhawna W/o Parmod,

respondent No.9-Parmod S/o Gurdial Singh and respondent No.11-Sita Ram S/o Ramswaroop stand established. The report under Section 173 Cr.P.C. stands presented against them. Charges have also been framed. The rest of the accused have been exonerated. The Court may take cognizance against the remaining accused, if so warranted or order their summoning under Section 319 Cr.P.C. in case any evidence is found against them. Therefore, the present petition is liable to be dismissed.

4. I have heard the learned counsel for the parties.

5. As per the petitioner, the Investigating Agency has not conducted the investigation in a fair and impartial manner. However, a perusal of the reply dated 14.02.2025 referred to by the learned counsel for the State would establish that the report under Section 173(2) Cr.P.C. stands presented against three accused and charges have also been framed against them. Some prosecution witnesses have also been examined. The remaining accused have been exonerated. In case, any evidence is found against them, the State/complainant is at liberty to seek their summoning as additional accused under Section 319 Cr.P.C.

6. In view of the above, no further orders are required to be passed by this Court at this stage.

7. Disposed of.

**(JASJIT SINGH BEDI)**  
**JUDGE**

**29.09.2025**

JITESH

**Whether speaking/reasoned:- Yes/No**

**Whether reportable:-**

**Yes/No**