

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

246

**CRM-M-20174-2011
Decided on : 03.08.2022**

Surinder Kumar

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT: Mr. Deepak Kundu, Advocate for
Mr. Tribhuwan Dahiya, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

The present revision petition has been filed for seeking appropriate directions for handing over the investigation of the case bearing FIR No. 49, dated 12.03.2009, registered under Sections 307, 302 of the Indian Penal Code (for brevity 'IPC'), at Police Station Phase VII, SAS Nagar, Mohali, to the Central Bureau of Investigation (CBI), for a thorough and impartial investigation.

Pursuant to the order dated 24.03.2022, a status report dated 10.05.2022 has been filed by the Sr. Superintendent of Police, SAS Nagar (Mohali). The details of the investigation conducted by the investigating agency has been submitted in the aforesaid status report. The extract of the status report is as under:-

“4. That it is respectfully submitted that as regards the query put forth by this Hon'ble Court as to whether they are in a position to get a break through in the case and if so, within what time lines would it be possible for them to conclude the

investigation is concerned, it is submitted that no breakthrough in the present case could be achieved by the police despite the strenuous and sincere efforts made by the police and accordingly, the untraced report has been prepared in the present case, which is pending codal formalities and shall soon be presented before the Ld. Court of competent jurisdiction on completion of the codal formalities.”

Learned counsel appearing on behalf of the petitioner contends that as the investigating wing of the district police has not been able to solve the mystery of murder of his son Sameer Vats, he would be satisfied in case the investigation of the present case is handed-over to the Central Bureau of Investigation.

The aforesaid request made by the counsel for the petitioner is not opposed by the learned counsel for the State of Punjab and he conveys that State has no objection, if the investigation is handed-over to the Central Bureau of Investigation.

The petition is accordingly disposed of with a direction to the respondent State of Punjab to transfer the investigation of the case to Central Bureau of Investigation.

(VINOD S. BHARDWAJ)
JUDGE

August 03, 2022

J.Ram

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