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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 2671/2022**

KARAN SINGH WAZIR

..... Petitioner

Through: Mr. Siddharth Aggarwal, Sr.
Advocate with Ms. Soujanya, Mr. A.
Dewan and Ms. Ruchi Arya,
Advocates along with petitioner in
person.

versus

STATE OF NCT DELHI AND ANR.

..... Respondents

Through: Mr. Sanjeev Bhandari, ASC (Crl.)
with Mr. Kunal Mittal and Mr.
Saurabh Tanwar, Advs. for the State.
Mr. Ripu Daman Bhardwaj, SPP
(CBI) for respondent (CBI)

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

10.04.2023

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CRL.M.A. 9024/2023

1. This application has been filed for seeking directions in respect of order dated 13th March, 2023, purportedly passed by the Commissioner of Police, Delhi transferring the investigation arising out of FIR No. 557/2021, PS Moti Nagar under Sections 302, 201, 34 IPC from the Crime Branch Delhi Police to EOW.
2. Learned Senior Counsel for the petitioner contends that while the writ petition was pending adjudication before this Court and is listed for 09th May, 2023 (where the petitioner has sought transfer the investigation to the Central Bureau of Investigation), this order for transfer to EOW has been passed, allegedly at the behest of the influence of the accused.
3. He contends that such a transfer is *ex facie* out of context and *mala fide* considering that this involves shooting of a political leader who was



active in the State of Jammu & Kashmir and the dead body was discovered on 09th September, 2021 from a closed house in Delhi, and the investigation was being pursued by the Crime Branch.

4. Learned ASC accepts notice and shall place the Status Report particularly in regard to the transfer of this investigation to EOW Delhi Police pursuant to the order dated 13th March, 2023.

5. List on 01st May, 2023. The date already fixed 09th May, 2023, is accordingly cancelled.

6. Order be uploaded on the website of this Court.

ANISH DAYAL, J

APRIL 10, 2023/RK