



**IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(Cr.) No.103 of 2023**

Vijeta Kachhap

..... **Petitioner**

Versus

1. The State of Jharkhand
2. Principal Secretary, Department of home Affairs and Disaster Management, Government of Jharkhand
3. Director General of Police, Jharkhand
4. Divisional Inspector General of Police, North Chotanagpur, Hazaribagh.
5. Superintendent of Police, Dhanbad
6. Sub-Divisional Police Officer, Dhanbad
7. Officer in charge, Topchanchi Police Station, Dhanbad
8. Officer in charge, Harihar Police Station, Dhanbad
9. Central Bureau of Investigation through its Director General, New Delhi

..... **Respondents**

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner : None

For the State : Mr. Manoj Kumar, G.A.-III

12/Dated: 09th May, 2024

1. On repeated calls, nobody appears on behalf of the petitioner.
2. Learned counsel for the State is present.
3. It appears that the F.I.R has been lodged being Topchanchi P.S. Case No.98 of 2016. The Crime Investigation Department after investigation has submitted the final form to which the petitioner was not satisfied and accordingly, he filed separate complaint petition being C.P. Case No.2209 of 2016 to which the enquiry has been made and after due enquiry, learned court below has rejected the complaint case vide order dated 16.09.2022. Thereafter, the present writ petition has been filed for the following reliefs :-

(a) for issuance of direction upon the competent Respondents of the State of Jharkhand for transferring the investigation of Topchanchi P.S. U.D. Case No.05/2016, to the Central Bureau of Investigation for conducting the fair and transparent investigation in the matter of murder/Suspicious death of Umesh Kachhap, the then Officer In Charge of Topchanchi Police Station



within the District of Dhanbad, the Father of the petitioner. Since, the local police authorities are working in connivance with the accused persons, who are the top most Police Officers under their influence in order to save them and there is no likelihood and possibility to conduct the fair, transparent and independent investigation by the Jharkhand Police.,

(b) for passing an appropriate order for monitoring the investigation of Topchanchi P.S. U.D. Case No.05/2016, in the matter of murder/Suspicious death of Umesh kachhap, the then Officer In Charge of Topchanchi Police Station within the District of Dhanbad, the Father of the petitioner, who belongs to the poor tribal community and is a permanent local resident of Jharkhand

(c) for issuance of direction upon the concerned Respondents to register the FIR on the written report dated 15.06.2016, made by the Nephew of the deceased namely Bipin Kachhap and the cousin of the Petitioner and after registration of the FIR, fair, transparent, independent and impartial investigation be directed to be conducted by the CBI.

4. In view of the above factual matrix, I do not find any reason to entertain the present criminal writ petition and accordingly, it is, hereby, dismissed.

5. Pending interlocutory application, if any, stands disposed of.

Chandan/-

(Rajesh Kumar, J.)