

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

CRM-M No.14085 of 2015

Date of Decision: 08.12.2015

AJAY KUMAR SEHGAL

. . . Petitioner

Versus

STATE OF PUNJAB AND ORS.

. . . Respondents

CORAM: HON'BLE MR. JUSTICE DAYA CHAUDHARY

Present: Mr. Ajaivir Singh, Advocate
for the petitioner.

Mr. Rupam Aggarwal, DAG, Punjab.

Ms. Tanu Bedi, Advocate
for respondent No.2.

DAYA CHAUDHARY, J. (Oral)

This petition has been filed under Section 407 read with section 482 Cr.P.C. for transfer of CRMP No.28002 of 2013 arising out of DDR No.23 dated 19.08.2013 titled as 'State Vs. Avtar Henry' pending in the Court of Chief Judicial Magistrate, NRI Court, Jalandhar.

Learned counsel for the petitioner submits that respondent No.2 is not only giving threats, but is also trying to influence every person including police officials and judicial officers

as well. Moreover, respondent No.2 is always accompanied by so many persons who are not having good antecedents. Learned counsel further submits that detailed representations were moved to Addl. Commissioner of Police (Crime)/Commissioner of Police, Jalandhar, which are annexed as Annexures P-2, P-3 and P-6 with the petition, but the police has not taken any action thereupon.

Learned State counsel submits that nothing has been mentioned in the representations which warrants taking of any action by the police authorities. In case, the petitioner is aggrieved in any manner or any threat is there, he can move representation afresh before the police authorities.

In view of the submissions made by learned State counsel, the present petition is disposed of with a direction that in case any representation is given by the petitioner within a period of 4 weeks to the concerned police authorities, the same shall be considered and decided in accordance with law.

As far as the prayer for transfer of case is concerned, the same cannot be considered only on this ground that he is trying to influence the police officer as well as other officers. No ground is made out to transfer the case on the basis of averments made in the petition.

Dismissed.

[DAYA CHAUDHARY]
JUDGE

08.12.2015
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