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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.17737 of 2015
Date of Decision: 27.05.2015

SANTOSH VIRDY

.....Petitioner

Vs

STATE OF PUNJAB & ORS.

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Narinder Kumar Vadhera, Advocate
for the petitioner.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

RAJ MOHAN SINGH, J. (Oral)

Learned counsel for the petitioner states that information in respect of cognizable offence was given to the Police. Instead of complying with the requirement of law under Section 154 Cr.P.C., Police has started embarking upon the inquiry which is not in consonance with the principles laid down in **Lalita Kumari v. Govt. of U.P. (2014) 2 SCC (1).**

Learned counsel further states that precisely in the aforesaid context, his representation dated 26.02.2015 is pending before respondent No.2.

Notice of motion.

On the asking of Court, Mr. Arshdeep S. Kler, D.A.G.,

Punjab, accepts notice on behalf of official respondents. Let requisite copies of petition be supplied to him by learned counsel for the petitioner during the course of the day.

In view of nature of order which this Court proposes to pass there is no necessity of filing reply at this stage.

In view of nature of allegation and prayer made in the petition, respondents No.2 can be obligated to look into the grievance of the petitioner in view of representations (Annexures P-1 to P-3) made by him and follow guidelines framed by the Hon'ble Supreme Court in **Lalita Kumari's case** (supra).

Police can embark upon inquiry for a limited purpose in order to ascertain whether cognizable offence is made out or not? In the event of finding that no cognizable offence is made out, complainant is required to be communicated within a period of seven days.

In view of above, respondents No.2 is directed to act in accordance with the directions of Hon'ble Supreme Court and decide the representation in accordance with law.

Disposed of.

May 27, 2015
Atik

(RAJ MOHAN SINGH)
JUDGE