

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

CRM-M-24873-2014

Date of Decision: August 25, 2015.

BILLA RAM

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.H.S.Saini, Advocate
for the petitioner

Mr.Jashan Preet Singh, AAG,Punjab

Mr.Ravish Bansal, Advocate
for the respondents No.5 and 6

Mr.J.K.Singla, Advocate
for the respondent No.7

Mr.Aakash Singla, Advocate
for the respondents No.8 and 9

M.M.S.BEDI, J.(Oral)

This is a petition under Section 482 CrPC for issuance a direction to respondents No.1 to 4 to take action against the private respondents No.5 to 9 as per law and inquire into the matter on the representation dated 10.07.2014 Annexure P-2

In the reply filed accompanied by a report prepared by the DSP Sub Division Shahkot, Jalandhar Annexure R1/T it has been stated that after recording the statements of the witnesses of the petitioner as well as of

the opposite party, the allegations levelled by the petitioner in his complaint regarding beatings given to the petitioner and his wife have not been found to be correct.

Learned counsel for the petitioner has submitted that the contents of the report are admitted so far as the wife of the petitioner having been called to the police station but on the basis of partial inquiry the observations have been wrongly recorded against the petitioner.

I have heard learned counsel for the petitioner and gone through the facts and circumstances of the case. The only relief sought for by the petitioner was that his complaint should be looked into. Without expression of any opinion regarding the authenticity of the report and the statements of the persons acquainted with the facts and circumstances of the case. I am of considered opinion that this Court cannot sit in appeal against the inquiry conducted on the basis of representation of the petitioner. No doubt the allegations are against few police officials and the said fact could have been a circumstance to hold the inquiry to come to a finding by the police authority against the police officials. The only remedy available to the petitioner in such circumstances is to file a complaint or any other relief available to him in accordance with law.

The petition is disposed of without prejudice to the rights of the petitioner to take legal proceedings in accordance with law against any person in case he feels victimized.

August 25, 2015.
TSG

(M.M.S.BEDI)
JUDGE