

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

CRM-M-14280-2016 (O & M)  
Date of decision:25.05.2016

Devi Lal ...Petitioner(s)

Versus

State of Haryana and anr. ...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA**

Present: Mr. Rajesh, Advocate,  
for Mr. Rajesh Khandelwal, Advocate,  
for the petitioner(s).

Mr. Arun Luthra, AAG, Haryana.

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**Rajan Gupta, J. (oral)**

Petitioner has impugned order dated 25.03.2016 passed by the Judicial Magistrate Ist Class, Hisar, whereby his application under Section 156 (3) Cr.P.C. has been rejected.

Reply by way of affidavit of Bhagwan Dass, HPS, Deputy superintendent of Police, HQ, Hisar, has been filed on behalf of the State. Application of the petitioner has been treated as private complaint wherein he has to lead preliminary evidence.

In view of the above, I am of the considered view that no case for interference in inherent jurisdiction is made out. It is apparent that Judicial Magistrate Ist Class, Hisar, has entertained the application of the petitioner and treated the same as a complaint.

Needless to observe that the petitioner would be at liberty to lead preliminary evidence in support of allegations made by him.

No further direction in the present petition is necessary. Same is hereby disposed of.

**(RAJAN GUPTA)  
JUDGE**

**25.05.2016**  
sukhpreet