

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

CRM-M No.10179 of 2017

Date of decision: December 08, 2017

Rajender Kumar Garg

....Petitioner

Versus

State of UT, Chandigarh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Pradeep Virk, Advocate
for the petitioner.

Mr. Ashima Mor, APP, UT Chandigarh.

HARI PAL VERMA, J.(ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for handing over the investigation of the complaints to some independent agency and for registration of an FIR against respondents No.6 and 7 along with other respondents.

Record reveals that petitioner was a tenant of respondents No.6 and 7 and during the demolition drive conducted by Chandigarh Administration on 09.01.2017, the structure so raised over the plot in question by the petitioner was demolished.

Learned counsel for the petitioner states that he moved repeated representations to the authorities to enquire into the matter but to no avail.

On the other hand, learned State counsel has argued that prayer of the petitioner cannot be accepted for the reason that he was running an unauthorized Dharam Kanta and the landlord of the site was already given a notice to remove the structure.

I have heard learned counsel for the parties.

Considering the fact that the petitioner was operating an unauthorized Dharam Kanta on the said plot, the prayer of the petitioner cannot be accepted. Even otherwise, for the relief of registration of FIR, petitioner has a specific remedy under the law.

Dismissed.

December 08, 2017
m. sharma

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No