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

CRM-M-4973 of 2017

Date of decision: February 16, 2017

Major Darshan Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. S.C. Arora, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Heard.

Petition is totally misconceived. Section 154(1) of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') read thus:-

154. Information in cognizable cases - (1) Every information relating to the commission of a cognizable offence, if given orally to an officer in charge of a police station, shall be reduced to writing by him or under his direction, and be read over to the informant; and every such information, whether given in writing or reduced to writing as aforesaid, shall be signed by the person giving it, and the substance thereof shall be entered in a book to be kept by such officer in such form as the State Government may prescribe in this behalf.”

Petitioner adopted a route to make his grievance to the Administrative Commandant for Station Commander. As a matter of fact as per the provision above, the petitioner should have filed complaint to the concerned police station having territorial

jurisdiction. If the petitioner is posted in Military, anything preventing him, the same should be filed through registered-post addressed to the concerned police station. There is thus, absolute no compliance of Section 154(1) of Cr. P.C..

Petition is thus, disposed of reserving liberty in favour of the petitioner to file complaint under Section 154(1) Cr. P.C. with the concerned police station.

(A.B. CHAUDHARI)
JUDGE

February 16, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No