

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

CRM-M No.7939 of 2017
Date of Decision: 09.03.2017

AVTAR SINGH

-PETITIONER

VS

STATE OF PUNJAB AND ORS.

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Vishal Handa, Advocate
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

Learned counsel for the petitioner contends that in the background of the case particularly when earlier inquiry was held by respondent No.2, his representation dated 09.09.2016 can be directed to be decided by respondent No.2 himself on the parameters as laid down in **Lalita Kumari v. Govt. of U.P. (2014) 2 SCC (1).**

Petitioner has alleged that he purchased a Verna car for lawful consideration from respondent No.4 who happens to be son of respondent No.5 i.e. owner of the car. Due to evil designs of the private respondents, the car was repossessed and the ownership of the car was transferred back in favour of respondent No.5. In the context of fraud, petitioner has already moved a representation dated 09.09.2016 before respondent

No.2 which was duly supplemented by reminder dated 14.02.2017.

Notice of motion.

On the asking of the Court, Ms. Rimplejeet Kaur, A.A.G., Punjab accepts notice on behalf of State of Punjab.

In view of nature of order which this Court proposes to pass, there is no necessity of filing any reply to the petition as no order prejudicial to interest of any of the party is to be passed.

At this stage, this petition is disposed of with a direction to respondent No.2 to look into the grievance of the petitioner. Respondent No.2 would be at liberty to devise his own mechanism to ascertain the truth. In the representation filed by the petitioner, if some cognizable offence is found to have been committed, respondent No.2 may direct lawful prosecution to be initiated against the wrong doers. If no such cognizable offence is found to have been committed, the petitioner can be apprised of the status as per guidelines framed in Lalita Kumari's case (supra).

09.03.2017
jyoti Y.

(RAJ MOHAN SINGH)
JUDGE

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