

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM No.M-18790 of 2018

Date of decision:4.5.2018

Ved Parkash Gupta

... Petitioner

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.T.K.Joshi, Advocate,
for the petitioner

...

AMOL RATTAN SINGH, J. (Oral)

In respect of the grievance of the petitioner and his society, for registration of an FIR against respondents no.5 to 12 for the alleged embezzlement of funds of the society, a representation is stated to have been made by the petitioner to the SSP, Sangrur (respondent no.3), a copy of which has been annexed as Annexure P-3 with the petition.

Consequently, without making any comment on whether the representation also has been made or not, as the copy thereof is not shown to be dated, this petition is disposed of with a direction to respondent no.3, i.e. the SSP, Sangrur, to hear the petitioner as also respondents no.5 to 12, and thereafter take action, if any is warranted as per law.

It being as economic offence alleged, naturally if any allegation against respondents no.5 to 12 is prima facie found to be correct, a proper enquiry shall be conducted before formally lodging an FIR, in terms of the ratio of the judgment of the Supreme Court in Lalita Kumari vs.

Government of U.P. and others, 2013(4) RCR (Cr.) 979.

It is made absolutely clear that this Court has made no observation whatsoever with regard to the correctness or otherwise of the contentions/allegations made by the petitioner against the aforesaid respondents, which would be gone into by the SSP.

The needful be done by the SSP as regards hearing the petitioner and those accused, within a period of 2 months from the date of receipt of a certified copy of this order.

4.5.2018
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No