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

**CRM-M-40232-2018  
Date of decision:13.09.2018**

**Rani and another****... Petitioners**

**Versus**

**State of Punjab and others****.... Respondents****CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA**

Present: Mr. Ferry Sofat, Advocate,  
for the petitioners.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

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**HARI PAL VERMA, J.(Oral)**

The petitioners have filed the present petition under Section 482 Cr.P.C. seeking issuance of a direction to the respondents No.2 & 3 to conduct a fair and proper investigation and for registration of an FIR against the private respondents No.4 & 5.

The paper book of the Court is not complete and learned counsel for the petitioner has placed on record the last page of the representation which is annexed as Annexure P-1 i.e. page 15 and the same is taken on record.

The Hon'ble Supreme Court in ***Sakiri Vasu Versus State of U.P. and others (2008) 2 SCC 409*** has held as under:

*“We have elaborated on the above matter because we often find that when someone has a grievance that his FIR has not been registered at the police station and/or a proper investigation is not being done by the police, he rushes to the High Court to file a writ petition or a petition under Section 482 Cr.P.C. We are of the opinion that the High Court should not encourage this practice*

*and should ordinarily refuse to interfere in such matters, and relegate the petitioner to his alternating remedy, firstly under Section 154(3) and Section 36 Cr.P.C. before the concerned police officers, and if that is of no avail, by approaching the concerned Magistrate under Section 156(3).*

*If a person has a grievance that his FIR has not been registered by the police station his first remedy is to approach the Superintendent of Police under Section 154(3) Cr.P.C. or other police officer referred to in Section 36 Cr.P.C. If despite approaching the Superintendent of Police or the officer referred to in Section 36 his grievance still persists, then he can approach a Magistrate under Section 156(3) Cr.P.C. instead of rushing to the High Court by way of a writ petition or a petition under Section 482 Cr.P.C. Moreover he has a further remedy of filing a criminal complaint under Section 200 Cr.P.C. Why then should writ petitions or Section 482 petitions be entertained when there are so many alternative remedies?”*

In view of the aforesaid observations made by the Hon'ble Supreme Court in ***Sakiri Vasu's case (supra)***, it is apparent that no such direction can be issued by this Court under Section 482 Cr.PC as the efficacious remedy is already available to the petitioners for the relief claimed in this petition.

Therefore, this Court does not find any merit in the present petition and the same is, accordingly, dismissed. However, the petitioners are at liberty to avail the appropriate remedy as available under law.

**(HARI PAL VERMA)**  
**JUDGE**

13<sup>th</sup> September, 2018  
*shabha*

Whether speaking/reasoned?

Yes

Whether reportable?

Yes/No