

CRM-M-9396-2018

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

CRM-M-9396-2018

Date of Decision: 16.03.2018

Rajesh Kumar

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Ajay Vijarania, Advocate,
for the petitioner.

Mr. Baljinder Singh Virk, D.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Learned counsel for the petitioner submits that despite the petitioner having filed a complaint with the police, no FIR was registered against the accused, who is stated to be his wife, and her alleged paramour, resulting in the petitioner filing a criminal complaint under Section 156 (3) Cr.P.C., with the learned Judicial Magistrate Ist Class, Sohna, having directed registration of an FIR, vide his order dated 12.12.2017, which again was not complied with, leading to contempt proceedings having been initiated against the respondents, upon which an FIR was got registered.

The allegation, however, is that the police are not taking any action, because his wife and her alleged paramour are police officials.

Though no notice has been issued, advance copies having been supplied by learned counsel for the petitioner to the office of the Advocate General, Haryana, learned counsel for the State submits that as per the record of

the police, the petitioner himself had written on his medico legal report that he did not wish to pursue criminal proceedings, the matter having been compromised.

Be that as it may, a direction having been issued by the Judicial Magistrate Ist Class, for registration of an FIR, with the FIR having been thereafter registered, naturally it has to be taken on its logical conclusion.

Consequently, the petitioner shall appear before the Commissioner of Police, Gurugram, on 22.03.2018, who would then go into the matter and take action as per law, within a period of one month from the date of receipt of a certified copy of this order.

March 16, 2018
nitin/dinesh

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.