

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

CWP No.7902 of 2018
DATE OF DECISION:28.03.2018

Sanjeev Sharma

...Petitioner

Vs.

State of Haryana & others

...Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. ADS Sukhija, Advocate
for the petitioner.

DAYA CHAUDHARY, J.(ORAL)

The present petition has been filed for quashing of impugned order dated 05.03.2018 passed by respondent No.2 whereby directions for inquiry and registration of case against petitioner have been passed. A further prayer has also been made not to register FIR against the petitioner.

Learned counsel for the petitioner submits that petitioner was found innocent in the inquiry conducted on three occasions on the same set of allegations. A perusal of impugned order dated 05.03.2018 shows that it has been mentioned in the order that some new documents and facts came to the notice of the concerned authority and thereafter the impugned orders were passed for lodging of the FIR. The petitioner has not even approached the authorities not to proceed further, in case the allegations are the same. Simply by saying that all allegations have been enquired into and no role was found of the petitioner is not sufficient. Moreover, no such representation has been moved in this regard.

CWP No.7902 of 2018 :2:

The petitioner is at liberty to make a detailed representation to the respondents authorities preferably within a period of two weeks from today. In case such representation is filed within said period, respondent No.2 is directed to consider the representation filed by petitioner within a period of two weeks thereafter. In case any opportunity of hearing is required the same be given to the petitioner. It is also directed that in case such representation is filed, the respondents-authority is directed not to proceed further with the decision already taken.

28.03.2018
rimpal

(DAYA CHAUDHARY)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
Whether reportable:	Yes/No