

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

**CRM-M No. 1764 of 2019
Date of Decision:-17.01.2019**

Dhian Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Naresh Kumar Kalia, Advocate
for the petitioner.

MANOJ BAJAJ J.

Petitioner Dhian Singh has filed this petition with a prayer to issue directions to respondents authorities to pass a speaking order on the complaint dated 17.3.2018 filed by him before the Deputy Commissioner, Barnala (respondent No.2).

It is pleaded that petitioner is already an accused in case FIR No.5 dated 08.1.2015, under Sections 451, 323, 448, 147, 149, 427 IPC [Section 452 IPC and Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, added later on], registered at Police Station City Barnala, District Barnala, at the instance of complainant Savitri Devi (respondent No.3). It is also pleaded that petition bearing CRM-M-23697 of 2015 filed by the petitioner for quashing of the

said FIR is pending.

The grievance of the petitioner is that Savitri Devi had falsely claimed compensation to the tune of Rs.90,000/- on the basis of a Caste Certificate issued by the Uttar Pradesh Authorities in the name of her husband. Except for this bald averment, there is nothing to indicate that the said certificate, issued in favour of her husband, is false. It is mentioned that Savitri Devi is residing at Barnala since the year 2000 and, therefore, this Castes Certificate from the Uttar Pradesh Authorities is an act of fraud.

After hearing learned counsel for the petitioner and perusing the pleadings in the petition, this Court is of the opinion that the allegations are vague and do not inspire any confidence, particularly, when she is not the beneficiary of the alleged Caste Certificate. The possibility of false implication of respondent No.3 by the petitioner cannot be ruled out as he is already an accused in case FIR No.5 dated 08.1.2015, under Sections 451, 323, 448, 147, 149, 427 IPC [Section 452 IPC and Sections 3 and 4 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, added later on], registered at Police Station City Barnala, District Barnala, on the basis of complaint given by respondent No.3-Savitri Devi.

There is no merit in the petition and the same is hereby dismissed.

January 17, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No