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

**CRM-M-5515-2019**
**Date of decision-11.02.2019**

**Pardeep Garg ....Petitioner**

**Vs.**

**Union Territory of Chandigarh and others ...Respondents**

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Pankaj Maini, Advocate for the petitioner.

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**MANOJ BAJAJ, J.**

Petitioner has filed this petition seeking issuance of directions to the official respondents for constituting the Special Investigation Team (SIT) regarding inquiry into the schemes allegedly being run by private respondent Nos.4 to 6. It is further prayed that official respondents be directed to file status report.

The petitioner has alleged in his petition that he is engaged in the wholesale business of garments in the name of Excel Agencies. In paragraph No.3 of the petition, details of the purchase and sale from financial year 2013-2014 to 2017-18 are given. It is alleged that Sai Nath Group entered into business of collecting money from investors with a promise of handsome return on their investment. Pursuant to that, the petitioner also started depositing the amount and the said amount was deposited in between May 2010 to September 2015. In this way, the petitioner allegedly deposited approximately 75 lakhs. It is narrated that after this investment nothing was paid in return to the petitioner and he suffered loss in his business. Details of the loan obtained by him from various financial institutions is mentioned. The bank account statements have been attached to substantiate the pleadings that being in debt, he has to arrange loan to meet out the expenses of his business and household expenses. It is further indicated in the petition that the FDR was also foreclosed by him and the notices have been received from the lenders for recovery of arrears of instalments. It is highlighted that the petitioner has to sell his property to settle his claims. The ledger account statement is also annexed as Annexure P-10. On the strength of above all, it is pleaded that respondent Nos.4 to 6 have caused huge loss to his business on the pretext of running the lucrative schemes and has prayed that the Special Investigation Team be constituted for the same.

Learned counsel for the petitioner has been heard and with his assistance I have gone through the paper-book carefully.

There is no mention in the petition about any kind of a complaint given to the Police regarding this alleged offence. Learned counsel has not disputed that the amount was deposited by the petitioner from May 2010 to September 2015 and after more than three and a half years, he has straightway approached this Court. This Court is of the considered opinion that the petition is misplaced and misconceived as the same is not only belated but no complaint whatsoever before the competent authority or the Magistrate was ever made by the petitioner, therefore, the prayer for constitution of Special Investigation Team is meaningless. Apparently, the petition is frivolous and the same is dismissed.

**(MANOJ BAJAJ)**
**JUDGE**

**11.02.2019**
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| Whether speaking/reasoned : | Yes | No |
| Whether Reportable : | Yes | No |