

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

CRM-M-27812-2018 (O&M)

Date of decision : 17.12.2019

Prem Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Manpinder Kaur, Advocate for
Mr. P.P.S. Duggall, Advocate for the petitioner.

Mr. Hittan Nehra, Additional Advocate General, Punjab.

Mr. G.S. Sandhu, Advocate for
Mr. A.B. Kaushal, Advocate for the complainant.

ANIL KSHETARPAL, J. (ORAL)

The present petition has been filed with following substantive
prayer:-

“It is, therefore, respectfully prayed to give the director to the respondents, to register the FIR u/s 380/382/454/457/120B IPC, against the guilty persons fully mentioned in the presentation, the submission of the petitioner is based upon, apart from Lalita Kumari's case, is also based upon the law lay down by our own Hon'ble High Court in a case titled Pyara Singh Vs. State of Punjab, in this judgment, the Hon'ble High Court has lay down that in a case of version and cross version, the police is bound to register both of the versions and to put up the final report,

before the Hon'ble Court, for adjudication, meaning thereby which version is correct, thus, the omission on the part of police persons is not only violative of the law lay down by the Hon'ble Apex Court, as well is violative of the law, lay down in Pyara Singh vs. State of Punjab case.”

Reply by way of affidavit of Deputy Superintendent of Police, Sub Division Abohar, District Fazilka has been filed in which it has been stated that on enquiry, it has been found that the complaint made by the petitioner is false and in fact the petitioner is a relative of accuse in FIR No.190 dated 28.10.2017 registered under Sections 302, 324, 323, 148, 149 of the Indian Penal Code and the present complaint has been filed only to pressurize the opposite party.

Keeping in view the aforesaid reply, the petitioner is relegated to his alternative remedy of filing criminal complaint.

Disposed of, accordingly.

17.12.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No