

S.No.110

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

CRM-M-19706 of 2019 (O&M)

Date of Decision:09.08.2019

Randhir Singh Kamboj

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- None.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner for directing respondents No.1 and 2 to initiate criminal proceedings against respondents No.3 to 5 for filing false complaint and for manipulating and fabricating false evidence by respondents No.3 to 5 and to act upon the complaint filed by the petitioner dated 07.05.2018 and reminder dated 02.06.2018.

This Court has already held in another petition i.e. CRM-M-20457 of 2019 decided on 06.05.2019, that unless the statutory proceedings have already been initiated by statutory authority or Court under Code of Criminal Procedure (for short, "Cr.P.C"), the petition under Section 482 Cr.P.C is not maintainable for issuance of any direction. The remedy can be a writ petition under Article 226 of the Constitution of India.

In view of the above, the present petition is dismissed.

However, the petitioner would be at liberty to avail any other alternative remedy, in accordance with law.

August 09, 2019

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(RAJBIR SEHRAWAT)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No