

IN THE HIGH COURT OF PUNJAB AND HARYANA,  
AT CHANDIGARH

229

**CRM-M-41085 of 2016**

Decided on : 12.09.2019

Amandeep Singh Sodha and another

... Petitioners

Versus

State of Punjab and others

.. Respondents

**CORAM : HON'BLE MR.JUSTICE ANIL KSHETARPAL**

Present : Mr.Lakhvir Kumar, Advocate for  
Mr.Nandan Jindal, Advocate  
for the petitioners.

Mr. Bhupender Beniwal, AAG, Punjab.

**Anil Kshetarpal, J. (Oral)**

Present petition was filed with the following substantive  
prayer:-

“It is, therefore, respectfully prayed that present petition may kindly be accepted and an appropriate directions may kindly be issued to the respondents No.1 to 3 to take appropriate action on the enquiry conducted by the respondent No.3 against the respondents No. 4 to 6 by registering an FIR under Sections 420, 467, 468, 471 and 120-B of IPC and further issuance of appropriate direction to the respondent No.2 to complete the process of the enquiry, which is pending with him since 30.10.2015, in the interest of justice.”

Pursuant to notice, reply by way of affidavit of Asstt.

Inspector General of Police, NRI Wing Patiala has been filed in which following facts have been stated:-

“That the instant petition has been filed for the issuance of directions to respondents No.1 to 3 (i.e.

State of Punjab, IGP, NRI, NRI Wing, Chandigarh and SSP, Sangrur (NRI Wing) to take appropriate action on the enquiry report conducted by respondent No.3 (i.e. SSP Sangrur (NRI Wing) against respondents No.4 to 6 by registering an FIR u/s 420, 467, 468, 471 and 120-B IPC, whereas, the detailed facts mentioned hereinabove, apparently shows, that no enquiry was conducted by respondent No.3, rather the complaint UID No.20153207 dated 24.6.2015 received in P.S. NRI, Sangrur and enquiry was under process and was not completed in the meantime, that was too called back by the Office of I.G.P., NRI Wing, Mohali and in compliance of it, the entire documents pertaining to the said complaint were sent to his office on 23.10.2015. Further joint enquiry into the said complaints i.e. one from Manjit Kaur and another complaint UID No.20144762 from Parminder Kaur was got conducted by the I.G.P., NRI, Mohali through A.I.G., NRI, Ludhiana, who vide report dated 3.6.2016 recommended that as per the report submitted by D.S.P. NRI, Ludhiana, Parminder Kaur applicant/ complainant in case FIR No.10/15 u/s 420 IPC PS NRI Ludhiana got recorded her statement u/s 161 Cr.P.C. by joining the investigation, in which she has stated about dowry, however, during enquiry into the said complaint, she did not produce any bill with regard to dowry, from which it can be said that the dowry articles (Istri Dhan) of applicant Parminder Kaur have been misappropriated by her in-law family. Investigation in the said FIR is still going on, in which warrant of arrest of accused Amandeep Singh have been issued by the Court of Ld. C.J.M., Ludhiana and during investigation, if anything with regard to dowry is come

on file, further proceedings would be done accordingly. In view of the above mentioned facts, the Enquiry Officer has recommended that the application may be filed. Accordingly, on the further recommendation of Nodal Officer, the application was filed by the S.P., Head Quarters, NRI on 7.9.2016. So, the averments made by the petitioner in the present petition are baseless and without any merits.”

Learned State counsel submits that the petitioner has already been arrested in criminal case as an accused and the present case has been found without any substance.

In view thereof, the petitioner is relegated to alternative remedy available to him before the competent court.

Petition is disposed of accordingly.

**[ ANIL KSHETARPAL ]**  
**JUDGE**

12.09.2019  
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|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |