

**S.No.101**

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

**\*\*\*\***

**CRM No.11856 of 2019 in/and  
CRM-M-47610 of 2017 (O&M)  
Date of Decision:10.09.2019**

**Raj Singh Tadarwal                      ....Petitioner**

**Vs.**

**State of Punjab and others      ....Respondents**

**CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

Present:-      Mr. Kehar Singh Hissowal, Advocate  
                         for the petitioner.

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**Rajbir Sehrawat, J.(Oral)**

This is a petition filed under Section 482 Cr.P.C for issuance of appropriate order or direction, directing the official respondent, specially respondent No.2 to comply the order dated 24.07.2013 passed by Punjab State Scheduled Caste Commission.

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 a statutory authority or a Court, under Code of Criminal Procedure (for short, 'Cr.P.C'), Section 482 Cr.P.C cannot be invoked for issuance of any direction to the Police or the authorities. Still further it has been held that a petition under Section 482 Cr.P.C., for enforcement of fundamental right to life and liberty is not maintainable. The remedy can be a writ petition under Article 226 of Constitution of India.

In view of the above, counsel for the petitioner seeks permission to withdraw the petition with liberty to avail alternative remedies; in accordance with law.

Dismissed as withdrawn with liberty aforesaid.

September 10, 2019  
renu

( RAJBIR SEHRAWAT )  
JUDGE

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|---------------------------|--------|
| Whether Speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |