

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

112

CRM-M-27801-2019 (O&M)

Decided on : 03.07.2019

Pankaj Aggarwal and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM :HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present : Mr. Vaibhav Narang, Advocate for the petitioners.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in this petition is for issuance of direction to the official respondents to look into/decide the representation/complaint (Annexure P4).

At this stage, counsel for the petitioners has submitted that he will be satisfied if a direction is issued to respondent No.2 to dispose of the representation (Annexure P4).

It is the case of the petitioners that petitioner No.1 is married to respondent No.4-Meena alias Meenu and they are having two children from the said wedlock. It is further the case of the petitioners that on the intervening night of 14/15.06.2019 at about 1:00 a.m. the police officials along with respondents No.6 and 7 entered the house of the petitioners and caused injuries to petitioner No.1.

Counsel for the petitioners has relied upon the photographs taken from CCTV Footage (Annexure P2) to submit that petitioner No.1 has suffered injuries. However, despite giving complaint to respondents No.2, no action has been taken, so far. Counsel for the petitioners has relied upon

the judgment *“Lalita Kumari vs Govt. of U.P. And others”*, 2013(4) RCR (Criminal) 979, passed by the Hon'ble Supreme Court and submits that though from the perusal of the complaint, a cognizable offence is made out, yet, no action has been taken.

In view of the above, this petition is disposed of with a direction to respondent No.2 to look into the grievance of the petitioners and take appropriate action on the representation (Annexure P4), in accordance with law.

It is made clear that as per the direction of the Hon'ble Supreme Court, it will be open for respondent No.2 to either direct registration of the FIR, if, prima facie offence is made out from the bare perusal of the representation/photographs or if any preliminary enquiry is required, he may do so, after joining the complainant and in the event of rejection of the representation, he will supply a copy of the said order to the petitioners.

Needful be done within a period of 30 days from the date of receiving the certified copy of this order.

Disposed of accordingly.

(HARNARESH SINGH GILL)
JUDGE

03.07.2019

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Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No