

THE HON'BLE SRI JUSTICE T. VINOD KUMAR

Writ Petition No.1463 of 2020

ORDER:

The present writ petition is filed to declare the action of the official respondents 1 to 5, more particularly 5th respondent-Inspector of Police, Bahadurpura Police Station, in not registering FIR against the unofficial respondents 6 & 7, in pursuance of the petitioner's written complaint dated 13.01.2020, as being arbitrary, discriminatory, highhanded, ex-facie illegal and dereliction of duty.

Heard Sri Nazir Ahmed Khan, learned counsel for the petitioner and the learned Assistant Government Pleader for Home appearing for the official respondents 1 to 5.

The Assistant Government Pleader for Home, on written instructions dated 04.02.2020, a copy of which is placed on the record of this Court, submits that the 5th respondent received the petitioner's complaint on 14.01.2020, through post. Thereupon, the 5th respondent deputed its staff to the house of the petitioner at the given address for taking necessary action, but the deputed staff reported that the house number of the petitioner is not traced out, as such the Sub-Inspector of Police sent a notice dated 30.01.2020 to the petitioner, through registered post, asking him to appear before the 5th respondent along with relevant documents for the purpose of enquiry and necessary action.

The learned Assistant Government Pleader for Home has placed before this Court a copy of the notice dated 30.01.2020 sent to the petitioner by registered post at the address mentioned in the complaint. Based on the above, the learned Assistant Government Pleader submits that it is incorrect to say that the 5th respondent did not take any action on the complaint made by the petitioner.

Since a notice dated 30.01.2020 is issued to the petitioner calling upon him to produce the necessary documentary proof in support of the above complaint and a copy of the said notice is also being handed over to the learned counsel for the petitioner today in the open Court, it is open for the petitioner to approach the 5th respondent authority and furnish the relevant documents, whereupon the authority shall take necessary action on the complaint made by the petitioner herein.

Subject to the above observation, the writ petition is closed. However, there shall be no order as to costs.

As a sequel thereto, Miscellaneous Applications, if any, pending in this Writ Petition shall stand closed.

T. VINOD KUMAR, J

Date: 11.02.2020
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