

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

CRM-M No.8607 of 2020 (O&M)

Date of Decision: 27.02.2020

Jagdish Singh

.....Petitioner

Vs

State of Punjab and others

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Mukul Goyal, Advocate for the petitioner.

RAJ MOHAN SINGH, J.(Oral)

Learned counsel for the petitioner contends that initially a complaint was filed before SHO, Police Station Kotwali Killa Chowk, District Patiala, but no action was taken by the police.

Thereafter, petitioner moved a representation dated 02.02.2020 before the Senior Superintendent of Police, Patiala (Annexure P-3) for registration of FIR against Balwant Singh and Inderjeet Singh both resident of House No.230, Parsi Road, Charan Bagh, Patiala under relevant offences of assaulting, abusing, trespassing and threatening the complainant/petitioner.

Despite filing of representation dated 02.02.2020

(Annexure P-3), no action has been taken by respondent No.2.

Notice of motion.

On the asking of Court, Mr. Ramandeep Sandhu, Sr. DAG, Punjab accepts notice on behalf of respondents-State.

At this stage without meaning anything upon the allegations, I am of the view that the petitioner be relegated to approach respondent No.2 before whom he has statedly moved a representation.

Respondent No.2 shall ascertain the truth in the allegations of the petitioner and would pass appropriate order in accordance with law. Respondent No.2 would be at liberty to assess the threat perception of the petitioner and would act in accordance with law. Respondent No.2 would also be at liberty to join the petitioner or any other person acquainted with the facts of the case. Respondent No.2 shall form an independent opinion, without being influenced by any statement of fact recorded hereinabove.

It would be appreciated, if needful in deciding the representation is done within a period of one month from the date of receipt of certified copy of this order. Petition stands disposed of.

February 27, 2020

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Whether speaking/reasoned
Whether reportable

**(RAJ MOHAN SINGH)
JUDGE**

Yes/No
Yes/No