

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Through Video Conferencing)**

**CRM-M-21527-2020
Date of decision: 4.8.2020**

Rakesh Kumar

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Vishal Aggarwal, Advocate, for the petitioner.

Ms. Tanushree Gupta, Deputy Advocate General, Haryana.

NIRMALJIT KAUR, J. (Oral)

The present petition has been filed for initiating proceedings under Section 340 read with Section 482 of the Criminal Procedure code for having placed on record the photographs of another building in CWP-8188-2020, projecting the same to be that of the petitioner while seeking relief from this Court.

Heard.

CWP-8188-2020 was disposed of vide order dated 17.6.2020, which is reproduced below:-

“Petitioners herein are seeking a direction to the official respondents/Authority to demolish the illegal and unauthorised construction/encroachment being done by the private respondents.

It is stated that the petitioners had also filed a complaint before the Deputy Commissioner, Ambala, dated 06.03.2020, Annexure P-6.

In view of the above, the present petition is disposed of with a direction to respondent No.4-Deputy

Commissioner, District Ambala to look into the complaint, dated 06.03.2020, Annexure P-6 and take appropriate action in accordance with law, if so required.”

It is evident from the said order that the Court did not call for any reply nor examined any of the photographs. The matter was simply disposed of with direction to the Deputy Commissioner, Ambala to look into the complaint filed by petitioners-Anil Kumar and another. Therefore, there is no occasion for this Court to entertain the present petition under Section 482 Cr.P.C. to initiate action under Section 340 Cr.P.C.

Dismissed accordingly.

(NIRMALJIT KAUR)
JUDGE

4.8.2020
sharmila

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No