

**118 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-20409-2021
Decided on : 02.07.2021

Anil Sharma

..... Petitioner

Versus

State of UT, Chandigarh & ors.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. R.S.Bains, Senior Advocate with
Mr. Vivek Vikas Singh, Advocate,
for the petitioner.

Manjari Nehru Kaul, J.(Oral)

Prayer in the instant petition is for issuance of appropriate direction to respondent Nos.1 and 2 to consider and take appropriate action on the representation dated 17.05.2020 (Annexure P-4) submitted by the petitioner.

Learned counsel submits that there had been consensual relationship between the petitioner and the wife of the complainant. On this basis, complainant falsely implicated the petitioner in the FIR No.48 dated 02.03.2020 registered at Police Station Sector 36 Chandigarh. Learned counsel further submits that despite representation dated 17.05.2020 (Annexure P-4) having been made to the authorities concerned, the official respondents had failed to proceed against the accused under the provisions of law. It has been submitted that the official respondents were under a legal obligation to pass an appropriate order on his representation.

Notice of motion.

On the asking of the Court, Mr. Deepinder Brar, Addl. PP, UT,

Chandigarh accepts notice on behalf of the respondent-State.

In the wake of the limited prayer of the petitioner, the respondent No.2 i.e. Sr. Superintendent of Police, Chandigarh, is directed to look into his grievance and take appropriate steps, if any required, under the provisions of law. However, if respondent No.2 does not find the commission of any cognizable offence as alleged or any substance in the allegations levelled in the representation dated 17.05.2020(Annexure P-4), then the petitioner shall be duly informed as per the parameters laid down by the Supreme Court in ***Lalita Kumari v. Government of Uttar Pradesh & Ors.*** 2013 (4) RCR (Criminal) 979.

(MANJARI NEHRU KAUL)
JUDGE

02.07.2021

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No