

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

CWP-(PIL)-117-2021 (O&M)

Date of decision:- 14.07.2021

Harmit Singh and others

...Petitioner (s)

Versus

The State of Punjab and others

...Respondent(s)

**CORAM:** **HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE**  
**HON'BLE MR. JUSTICE ARUN PALLI**

Present: Mr. Baltej Singh Sidhu, Senior Advocate,  
with Mr. Satveer Singh Badal, Advocate,  
for the petitioners.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab,  
for respondents No. 1 to 4.

Ms. Satya Pal Jain, Additional Solicitor General of India,  
with Ms. Sharmila Sharma, Advocate,  
for respondents No. 5 and 6.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court)

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**RAVI SHANKER JHA, C.J. (ORAL)**

This Public Interest Litigation has been filed by the petitioners alleging that the State of Punjab is dragging its feet in the investigation initiated by it in respect of FIR No. 10 dated 17.08.2017, under Sections 406/409/420/467/468/471/477-A/120-B of the Indian Penal Code as well as Section 13 of the Prevention of Corruption Act, 1988, Police Station Vigilance Bureau, Phase 1, Mohali.

Learned senior counsel appearing for the petitioners submits that though the authorities have taken cognizance of the matter and have conducted investigation, the necessary sanction for prosecution has not been granted and in such circumstances either the authorities should proceed in the matter or the same be handed over to the Central Bureau of Investigation for further investigation. He further submits that so far 14 challans have been presented before the trial Court. He further submits that two ex-ministers; three IAS officers and two personal assistants of both the ex-ministers are involved in the scam.

Mr. Gaurav Garg Dhuriwala, learned Senior Deputy Advocate General, Punjab submits that the matter shall be examined by the authorities and necessary action and decision, if so required, on the representation/legal

notice dated 30.06.2020 (Annexure P-4) filed by the petitioners shall be taken by the authorities expeditiously in accordance with law and the petitioners shall be informed accordingly. And the decision on the issue of grant of sanction shall be taken by the respondent-authorities expeditiously.

In the circumstances and without expressing any opinion on the merits of the case, the petition is disposed of with a direction that the authorities shall look into the grievances/concerns that are being raised by the petitioners and take the necessary measures/decision on the petitioners’ representation/legal notice dated 30.06.2020 (Annexure P-4).

It is further observed that the petitioners would be at liberty to bring to the notice of the authorities any additional facts and material on the issue that they wish to and submit a representation in this regard.

The petitioners may also and if so advised file a representation before the appropriate authority in respect of any action on the complaint before the Enforcement Directorate.

**(RAVI SHANKER JHA)**  
**CHIEF JUSTICE**

**(ARUN PALLI)**  
**JUDGE**

**14.07.2021**  
Amodh

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |