

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

CRM-M-27557-2021

Date of decision: 26.11.2021

HIMAT SINGH

...Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Ramesh Sharma, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

(Through Video Conferencing)

SURESHWAR THAKUR, J. (ORAL)

1. Since, the complaint / representation carried in Annexure-P-1, remain inactioned on the part of the police authorities concerned, thereupon, the petitioner is led to access this Court, for its making a direction upon the respondents concerned, for action being taken thereon.

2. However, even if there is any inaction on the part of the authorities concerned, to galvanize the police machinery, on Annexure P-1, yet the afore inaction, can be remedied through the petitioner's accessing the learned Magistrate concerned, with an application under Section 156(3) Cr.P.C. The reason being that with the availability of the afore alternative remedy to the petitioner, thereupon the extant petition, hence, claiming the afore relief is mis-constituted, and, also is not maintainable at this stage before this Court.

3. Therefore, the petition is disposed of with liberty to the petitioner to access the learned Magistrate concerned, with a petition under

Section 156(3) Cr.P.C., and, upon its presentation before him, the latter shall make orders thereon, in accordance with law.

(SURESHWAR THAKUR)
JUDGE

26.11.2021
Ithlesh

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