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

**CRM-M-35586-2021
Date of decision-01.10.2021**

RAM LAL**...Petitioner**

Vs.

STATE OF PUNJAB AND OTHERS**...Respondents****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Randeep Singh, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Priyanshu Kamra Advocate
for the respondent No. 6.

MANOJ BAJAJ, J. (ORAL)

Petitioner has filed this petition under Section 482 Cr.P.C. for issuance of direction/orders holding the action of respondent No. 3 in conducting multiple enquiries and now entrusting third enquiry to respondent No. 4 i.e. Superintendent of Police (Head Quarter) on the frivolous complaint bearing No. 1967 SPL PC 17.05.2021 S.P. Fazilka made by respondent No. 6 against the petitioner.

On 31.08.2021 this Court has passed the following order:-

Learned counsel for the petitioner contends that upon a complaint given by respondent No.6 (complainant), twice the enquiries were concluded in favour of the petitioner (accused), by holding that the dispute between the parties is purely of civil nature. Learned counsel has further pointed out that a suit for possession by way of specific performance and permanent injunction filed by the petitioner was decreed in his favour on 13.10.2017 and against the

said decree, respondent No.6 has preferred a civil appeal which is pending adjudication. He submits that 3rd inquiry now being conducted by respondent No.4 is unnecessary and against the provisions of law, which is aimed to harass the petitioner.

Notice of motion for 01.10.2021.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab accepts notice on behalf of respondents No.1 to 5.

Let the Senior Superintendent of Police, Fazilka file response to this petition by way of his own affidavit.

Meanwhile, respondent No.4-S.P. Head Quarter, Fazilka shallnot proceed with the enquiry.

Reply by way of affidavit of Deepak Hilori, IPS, Senior Superintendent of Police, Fazilka has been filed by learned State counsel, wherein it is mentioned that on 28.08.2021 the enquiry officer has dropped the enquiry, as previously the matter was looked into and it was observed that the dispute between the parties is of civil nature.

In view of the above, learned counsel for the petitioner does not press this petition and prays for withdrawal.

The prayer is accepted.

The petition is dismissed as withdrawn.

01.10.2021

Vipin kumar

**(MANOJ BAJAJ)
JUDGE**

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No