

In the High Court of Punjab and Haryana at Chandigarh

**CRWP No. 11081 of 2021
Date of Decision: 24.11.2021**

Vijay Kumar and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. Naresh Jain, Advocate
for the petitioners.

Mr. Bhupender Beniwal, AAG Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. Since, the representation carried in Annexures P-3, remains inactioned on the part of the police authorities concerned, thereupon, the petitioners are led to access this Court, for its making a direction upon the respondents concerned, hence for action being taken thereon.

2. However, even if there any inaction on the part of the authorities concerned, to galvanize the police machinery on Annexure P-3, yet the afore inaction, can be better remedied through the petitioners' 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 petitioners, 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 petitioners 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

November 24, 2021
Gurpreet

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