

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CRM-M-53937-2021
Date of Decision : 23.12.2021

Amandeep Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Karambir Singh Nalwa, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed with a prayer that an appropriate direction be issued to respondents No.2 and 3 to transfer the enquiry, which is pending before the respondent No.4 i.e. Deputy Superintendent of Police, Civil Lines, Kapurthala as respondent No.4 under the influence of respondent No.5 is pressurizing the petitioner to compromise the dispute. Learned counsel for the petitioner further submits that the said act attributed to respondent No.4 makes him incompetent to conduct an enquiry into the allegations.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance by way of a representation dated 16.12.2021 (Annexure P/4) before the respondent No.2-Director General of Police, Punjab and the copy of the same has also been forwarded to

respondents No.3 and 4, which is still pending consideration with the said authorities and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the said representation by passing an appropriate speaking order.

Notice of motion to respondent Nos.1 to 3 only.

Mr. Sandeep Singh Deol, DAG, Punjab who is present in the Court accepts notice on behalf of State of Punjab-respondent Nos.1 to 3.

Learned State counsel raises no objection for decision of the representation dated 16.12.2021 (Annexure P/4) submitted by the petitioner by respondent No.2 in a time bound manner.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner in representation dated 16.12.2021 (Annexure P/4), respondent No.2 is directed to decide the representation dated 16.12.2021 (Annexure P/4) submitted by the petitioner by passing a speaking order within a period of six weeks from the date of receipt of a copy of this order.

At this stage, learned counsel for the petitioner submits that though, the grievance of the petitioner is redressed with the said direction but, he prays that till the representation of the petitioner is decided by the respondent No.2, respondent No.4 be restrained from taking any further action on the complaint submitted by respondent No.5, otherwise direction issued by this Court will be rendered infructuous.

Learned State counsel submits that till the representation dated 16.12.2021 (Annexure P/4) submitted by the petitioner to respondent No.2 is decided, no further action will be taken by respondent No.4 on the complaints in question.

Learned counsel for the petitioner submits that this satisfies the apprehension of the petitioner as raised in the present petition.

The petition stands disposed of in above terms.

December 23, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

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