

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-2657-2022

Date of decision : 21.01.2022

Raj Kumar and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.M.S.Sachdev, Advocate
for the petitioners.

Mr.Sukhbeer Singh, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

This is a criminal petition under Section 482 Cr.P.C. for issuance of directions to respondent no.3 who is allegedly repeatedly calling the petitioners on the false complaint given by respondents no.4 and 5.

Learned counsel for the petitioners has submitted that in the present case a dispute of civil nature has been sought to be given the colour of a criminal case. It is further submitted that no FIR has been registered against the petitioners and the petitioners are being repeatedly called by respondent no.3 at the instance of respondents no.4 and 5 without complying with the mandatory provisions of Section 160 Cr.P.C.

Notice of motion to respondents no.1 to 3.

On asking of the Court, Mr.Sukhbeer Singh, AAG, Punjab,

appears and accepts the notice on behalf of respondents no.1 to 3. He has

submitted that he is fully prepared to assist the Court and submits that respondent no.3 would comply with the mandatory provisions of the Cr.P.C., including the provision of Section 160 Cr.P.C., before calling the petitioners, in case the petitioners are not involved in any other case.

The present petition is disposed of with a direction to the official respondents to issue a notice under Section 160 Cr.P.C. in writing before calling the petitioners for any enquiry, in case there is no FIR already registered against the petitioners.

(VIKAS BAHL)
JUDGE

January 21, 2022
Davinder Kumar

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