

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

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CRM-M-15371-2022

Date of Decision : **April 18, 2022**

NARINDER SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. B.S.Jaswal, Advocate
for the petitioner.

JASGURPREET SINGH PURI. J. (Oral)

The present petition has been filed under Section 482 of the Code of Criminal Procedure for directing respondent No.2 to take action in case DDR No. 21 dated 29.10.2021 under Sections 324/148/149 IPC and offence under Section 326 IPC added later on, registered in case FIR No. 255 dated 26.10.2021 under Sections 323/324/148/149 IPC registered at Police Station Beas, Amritsar.

The learned counsel for the petitioner has submitted that respondent No.4 who is serving as SP(D), Batala is a relative of the accused and because of his pressure that the accused has not been arrested and fair and proper investigation has not been done. He submitted that a representation dated 8.3.2022 has been given to SSP, Amritsar (Rural) vide Annexure P-5 but no action has been taken in this regard.

I have heard the learned counsel for the petitioner.

A perusal of the representation/complaint Annexure P-5 would show that there is nothing on the record to even remotely show or suggest that such a representation has been given to the SSP. There is neither any diary number nor any registered AD number nor any e-mail nor any other mode to suggest or to show that such a representation has been given. Therefore, invoking of extra ordinary jurisdiction under Section 482 of the Code of Criminal Procedure would not be permissible in the absence of first approaching the concerned SSP.

In view of the aforesaid position, the present petition is, hereby, dismissed.

However, in case the petitioner has any genuine grievance then he shall always be at liberty to follow the process of law and may approach the concerned SSP by way of appropriate complaint/application in accordance with law.

April 18, 2022
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(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No