

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

Sr. No.117

CRWP No.3612 of 2022

Date of Decision: 21.04.2022

Sumit and another

.... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Rahul Arora, Advocate
for the petitioners.

SANT PARKASH, J. (ORAL)

The instant petition has been filed under Article 226 of the Constitution of India seeking issuance of directions to respondents No.2 and 3 to protect the life and liberty of the petitioners at the hands of respondent No.4 and further, to decide the representation dated 08.04.2022 (Annexure P-5) moved by the petitioners.

It is submitted that petitioner No.1 is running the business of selling health supplements under the name and style of Shah Ji Nutrition after possessing license issued by Government of Punjab (Department of Food Safety and Standard Authority of India) and petitioner No.2 is working with him as an employee. On 07.12.2021, respondent No.4 -who is working as a gold smith in the area of Ferozepur, made a call to petitioner No.2 in order to buy health supplements and on finding the prices quoted by petitioner No.2 as unsuitable, respondent No.4 in a fit of anger, started threatening the petitioners. After the said incident, the officials of Department of Food and Drug Laboratory, Punjab visited the premises of petitioners and took samples of health supplements and in the report dated

nothing incriminating was found against the petitioners. Again after a period of three months, respondent No.4 in connivance with jurisdictional police, moved a complaint dated 28.03.2022 (Annexure P-4) against petitioners. In pursuance of the said complaint filed by respondent No.4, the jurisdictional police raided the premises of the petitioners on 29.03.2022 and the petitioners fully cooperated with the raiding party. The premises of the petitioners were again raided by different agencies i.e. FSSAI along with Drug Controller on 04.04.2022 and by STF, Ferozepur on 07.04.2022 and the jurisdictional police at the instance of respondent No.4, is bent upon falsely implicating the petitioners in false criminal cases. On account of unnecessary raids being conducted at the premises of the petitioners, their business is suffering from loss and both the petitioners are living in the state of fear as they are being called to different police stations and are made to sit there for the whole day. Consequently, the petitioners have moved a representation dated 08.04.2022 (Annexure P-5), but till date, no action has been taken on the same.

Now, the prayer on behalf of the petitioners is that a direction be issued to the official respondents to decide the representation of the petitioners in an expeditious manner.

Notice of motion.

Mr. Tanvir Joshi, Assistant Advocate General, Punjab accepts notice on behalf of respondents No.1 to 3 and has no objection if an appropriate direction be issued for deciding the representation of the petitioners.

In view of the above, the instant criminal writ petition is disposed of with a direction to respondent No.2–Senior Superintendent of Police, Ferozepur to decide the representation dated 08.04.2022 (Annexure P-5) within a period of one month from the date of receipt of a copy of this order.

Registry is directed to send a copy of this order along with copy of the petition and above said representation to respondent No.2-Senior Superintendent of Police, Ferozepur for requisite compliance within the time period granted by this Court.

**(SANT PARKASH)
JUDGE**

21.04.2022
Maninder

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