

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-3745-2018

Date of Decision:-16.12.2022

Vinod Kumar Garg.

.....Petitioner.

Versus

State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Gaurav Chopra, Advocate for the Petitioner.

Ms. Ramta Chowdhary, Deputy Advocate General, Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in the petition under Section 482 Cr.PC is for issuance of appropriate directions to the respondent no.2 to submit a status report regarding the action taken upon the representation dated 01.12.2017 submitted by the petitioner to the respondent no.2 to implead Rajeev Mehan son of Ramesh Mehan and Bhupinder Singh Saini, ETO, Excise and Taxation Department, Surinder Singh Jaggi and Jaskaran Singh Brar, Assistant District Excise and Taxation Commissioner, Ludhiana as accused in FIR No.126 dated 26.07.2013 under Sections 177, 420, 465, 467, 468, 471 IPC registered at P.S. Division NO.5, Civil Line, Ludhiana City.

On 13.12.2022 the following order was passed:-

“ *The prayer in this petition under Section 482 Cr.PC is for issuance of appropriate order or directions to respondent no.2 to submit a status report regarding the action taken upon the representation dated 01.12.2017*

submitted by the petitioner to respondent no.2 to array Rajeev Mehan son of Ramesh Mehan and Bhupinder Singh Saini, ETO, Excise and Taxation Department, Surinder Singh Jaggi and Jaskaran Singh Brar, Assistant District Excise and Taxation Commissioner, Ludhiana as accused in FIR No.126 dated 26.07.2013 under Sections 177, 420, 465, 467, 468, 471 IPC registered at P.S. Division NO.5, Civil Line, Ludhiana City.

A perusal of the orders starting 20.02.2018 would show that repeated opportunities are being sought by the State to file a reply to the present petition. Similar is the situation today.

List on 16.12.2022.

Respondent no.2 shall file an affidavit on or before the next date of hearing as to why there is a delay in filing a reply to the present petition.

In view of the aforementioned order a reply dated 16.12.2022 has been filed wherein the investigating agency has stated that the allegations against the persons against whom action was sought by the petitioner have been found to be unsubstantiated. It is further stated in the reply that one police official namely Kiran Kumar who was responsible to communicate the court orders to the concerned SHO was found to be negligent in his duties and appropriate departmental inquiry has been initiated against him.

In view of the above, the present petition is disposed of with liberty to the petitioner to avail his alternative remedies in accordance with law.

(JASJIT SINGH BEDI)
JUDGE

December 16, 2022
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>