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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-22031-2022
Date of Decision: 20.05.2022

Sandeep @ Dabbu

....Petitioner(s)

Versus

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Sarfraj Hussain, 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 issuance of direction to respondent No.2 for shifting the petitioner from Isolation Ward to normal Ward or some other jail.

Learned counsel for the petitioner has submitted that the petitioner had moved representation/complaint to the Director General of Jail, Panchkula, Haryana vide Annexure P-1 on 04.05.2022 but no action has been taken in this regard.

I have heard the learned counsel for the petitioner.

A perusal of the paper-book as well as Annexure P-1 would show that there is nothing on the record to show as to whether the petitioner has moved such a representation to the aforesaid Director General of Jail,

Panchkula or not. There is neither any diary number nor any email nor any registration AD to show as to whether actually the petitioner has moved such a representation. The present petition under Section 482 Cr.P.C would not be maintainable unless the petitioner first moves a representation /complaint to the competent authority.

Learned counsel for the petitioner has submitted at this stage that he may be permitted to withdraw the present petition in order to enable him to move appropriate application before the competent authority.

In view of the above, the prayer of the learned counsel for the petitioner is accepted.

The present petition is dismissed as withdrawn.

Liberty is granted to the petitioner to move appropriate application before the competent authority in accordance with law. In case such an application is moved by the petitioner, then the competent authority shall look into the same and decide the same as expeditiously as possible and strictly in accordance with law.

20.05.2022

rakesh

(JASGURPREET SINGH PURI)
JUDGE

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