

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

116

**CRM-M-22832-2022
Decided on : 25.05.2022**

DR. PRATAP SINGH

... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. G.S.Sandhu , Advocate for
for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition filed under Section 482 Cr.P.C. with the prayer for directing respondent Nos. 1 to 3 not to harass the petitioner by conducting multiple enquiries and by repeatedly calling the petitioner.

Learned counsel for the petitioner has submitted that there was a civil dispute between the petitioner and respondent No.4 and regarding the same, a civil suit was filed by respondent No.4 and thereafter, complaints were also given with respect to the said dispute to the police and after the enquiry was conducted, the said complaints were filed. It is further submitted that now another fresh complaint i.e. CR No. 2264211 dated 03.03.2022 has been filed by respondent No.4 and in the said complaint the petitioner is being repeatedly called by the official respondents without even giving a written notice under Section

160 Cr.P.C. It is contended that the petitioner is not an accused in any criminal case and there is no FIR against the petitioner. It is further contended that the petitioner would be satisfied in case the official respondents are directed to give a written notice of 3 days under Section 160 Cr. P.C. in case the petitioner is required in the enquiry with respect to the above-said complaint dated 03.03.2022 filed by respondent No.4.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and has submitted that in case, the petitioner is not an accused in any FIR and if the petitioner is required in the enquiry concerning the above said complaint, then the provisions of Section 160 Cr.P.C. would be complied with.

Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the official respondents to issue 3 days advance written notice under Section 160 Cr.P.C. to the petitioner in case, he is required with respect to any enquiry on the complaint filed by respondent No.4 i.e. CR No.2264211 dated 03.03.2022

The said order will not ensue any benefit to the petitioner, in case there is any FIR registered against him.

25.05.2022

Neelam

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No