

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

CRM-M-8261-2012
Date of decision : 01.12.2022

Hari Singh **...Petitioner**
Vs.
State of Punjab and others **...Respondents**

CORAM: HON’BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Arihant Jain, Advocate for the petitioner.
Mr. Jashandeep Singh, AAG, Punjab.

DEEPAK MANCHANDA, J.(Oral)

By way of present petition filed under Section 482 Cr.P.C, petitioner has sought issuance of directions to the respondent Nos.2 to 4 for taking appropriate legal action in accordance with law against the respondent Nos.5 and 6 for cognizable offence committed by them.

The facts emanating from the present petition are that the petitioner filed a complaint to the A.D.G.P./IVC (Punjab), where the inquiry was conducted by the S.P./IVC, Punjab, Chandigarh who submitted its inquiry report (dated nil) (Annexure P-2). The Additional Director General of Police (ADGP), Punjab wrote to SSP Sangrur to take action against the respondent Nos.5 and 6 as recommended by SP/Inquiry Officer vide letter dated 24.08.2011 (Annexure P-3), thereafter, A.D.G.P (Punjab)/IVC-cum-Human Rights Commission (Punjab) sent a reminder vide letter dated 03.10.2011 (Annexure P-4), but inspite of inquiry report and recommendations of the inquiry officer no legal action against the official respondents i.e. respondent Nos.5 and 6 has been taken and petitioner was threatened in case he pursue the matter he would be falsely implicated. Aggrieved due to inaction of respondent Nos.2 to 4 on the said inquiry report, present petition has been filed.

Learned counsel for the petitioner reiterates the stand taken in the petition that no action has been taken on the basis of said inquiry report and pressed

his prayer for issuance of directions to respondent Nos.2 to 4 to take appropriate legal action in accordance with law against respondent Nos.5 and 6.

Learned State counsel while referring to the reply dated 30.05.2012 filed by way of affidavit of Davinder Singh, PPS, DSP, Sub Division Amargarh on behalf of respondent Nos.1 to 4 and the subsequent reply dated 19.08.2014 in the shape of additional affidavit filed by Gurmit Singh, PPS, Deputy Superintendent of Police, Sub Division, Amargarh on behalf of respondent Nos.1 to 4 submits that after the receipt of the inquiry report of Superintendent of Police, Internal Vigilance Punjab, Chandigarh vide letter No.9449/IVC-I/48/11 dated 24.08.2011 (Annexure R-5), the matter was got enquired through S.P.Detective, Sangrur and as per the report dated 18.10.2011 submitted by S.P., Detective, Sangrur (Annexure R-6) the version of the petitioner/complainant was found to be false. On the basis of said inquiry report of S.P., Detective, Sangrur, the Senior Superintendent of Police, Sangrur, report to the A.D.G.P., IVC-cum-Human Rights, the matter was filed vide order dated 25.01.2012 (Annexure R-8/T).

A perusal of the record reveals that the petitioner never objected to the aforesaid inquiry report dated 18.10.2011 (Annexure P-6) submitted by S.P.Detective, Sangrur, on his complaint dated 29.04.2011 (Annexure P-1), which seems to be accepted by him.

In view of the aforementioned explained position, nothing remains to be adjudicated in the present petition and no further orders are required.

The petition is disposed of as such.

(DEEPAK MANCHANDA)
JUDGE

01.12.2022
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No