

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

CRM-M-51096-2018

Date of Decision: October 10, 2022

Bal Krishan

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present:- Mr. K.S. Hissowal, Advocate for the petitioner.

Mr. Kamal Preet Bawa, AAG, Punjab.

AMAN CHAUDHARY, J.(Oral)

Present petition has been filed under Section 482 of the Code of Criminal Procedure for seeking direction of respondent No.3 to produce the decision taken regarding the order dated 19.03.2018 passed by this Court in CRM-M-11498-2018, in which it was clearly directed to respondent No.3 to have a fair look on the complaint of the petitioner dated 12.02.2017 (Annexure P-1) and decide the same in accordance with law.

Notice of motion in this case was issued on 06.12.2018. Pursuant thereto, status report by way of affidavit dated 19.03.2019 of Varinderjeet Singh, PPS, Deputy Superintendent of Police, Circle Nabha, District Patiala has been filed.

Learned State counsel refers to para 8 of the aforesaid status report, which reads thus:

“That after the orders of the Hon'ble High Court dated 19.03.2018 in CRM-M-11498 of 2018, the respondent No.3 deputed Deputy Superintendent of Police (Headquarters) Patiala to enquire the matter regarding all the complaints including complaint Annexure P-3 given to Inspector General of Police, Patiala Range, Patiala moved by the petitioner, his family

members and the opposite party and to submit report. The Deputy Superintendent of Police (Headquarters) Patiala joined both the parties and recorded their statements and concluded that the daughter-in-law of the petitioner namely Kamaljit Kaur moved application in District Fatehgarh Sahib against the petitioner and Upkar Singh @Kala etc. appeared as witnesses in the police enquiry against the petitioner and due to that very reason, the petitioner and his family members are moving false complaints against Upkar Singh @ Kala etc., but have not produced any substantive evidence hence he recommended Station House Officer of Police Station Bhadson that preventive action if required be taken against both the parties and also recommended for consigning the complaints to record room vide his enquiry report No.322+334+360+363+379+394/C/ D.S.P.(H) Patiala dated 04.08.2018 and sent the same to respondent No.3 who also agreed with the same. True translated copy of enquiry report is annexed herewith as Annexure R-4/T.”

In view of the above para, learned counsel for the petitioner submits that the petitioner be permitted to withdraw the instant petition with liberty to avail alternative remedy as may be available to him.

Allowed as prayed for.

Dismissed as withdrawn with the aforesaid liberty.

October 10, 2022
sarita

(AMAN CHAUDHARY)
JUDGE

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