

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

CRM-M-35431-2022 (O&M)

Date of decision: 10.08.2022

Harnep Singh @ Happy

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. G.P.S. Ghuman, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the present petition is for issuance of direction to official respondent Nos. 2 to 7 to take appropriate action against respondent Nos. 8 to 20 on the basis of legal representation dated 01.07.2022 (Annexure P-4) and to decide the same within a stipulated period.

Learned counsel for the petitioner submits that on 23.04.2021 at about 8.00/8.30 PM, Parminder Singh @ Gaggu-friend of the petitioner, who was sitting with the petitioner outside the park, was attacked by the private respondents, who all were armed with deadly weapons but instead of taking action against the private respondents, the petitioner along with his said friend have been roped in a false case on the statement of respondent No. 18 under the political influence. It is further submitted that the petitioner was again attacked and beaten brutally by the private respondents, when he was in the hospital and that the petitioner reported the matter on 19.07.2021 to the Senior Superintendent of Police, but no action was taken on that.

He further submits that when information under the Right to Information Act was sought by the petitioner, he came to know that vide inquiry report dated 29.10.2021, the Senior Superintendent of Police, Fatehgarh Sahib, communicated to the Director General of Police, Punjab, that the petitioner could not produce any solid evidence or witness and as the Doctor had kept injury Nos. 3 and 4 of the petitioner under X-ray and Ortho opinion, the Investigating Officer was directed to get the opinion from the Doctor regarding those injuries and take action as per the circumstances, but no action has been taken by the Investigation officer till date, even after the directions of the Senior Superintendent of Police.

At this stage, learned counsel for the petitioner confines his prayer to the issuance of directions to respondent No. 4-Senior Superintendent of Police, Fatehgarh Sahib, to decide his legal representation dated 01.07.2022 (P-4), within a stipulated period.

Notice of motion to respondent Nos. 1 to 4 State only.

On the asking of this Court, Mr. Harbir Sandhu, AAG Punjab, accepts notice on behalf of the respondent-State.

Without going into the merits of the case, the petition is disposed of with a direction to respondent No.4-Senior Superintendent of Police, Fatehgarh Sahib, to decide the representation dated 01.07.2022 (P-4) of the petitioner within a period of one month from the date of receipt of certified copy of this order in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

10.08.2022
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No