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

CRM-M-60659-2022

Date of decision : 23.12.2022

Rakesh Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Amandeep Sharma, Advocate for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of directions to respondent Nos.5 to 20 to take action in accordance with law and not to violate the right of life to the petitioner and his family members.

Learned counsel for the petitioner has submitted that the petitioner has given representation dated 11.12.2022 (Annexure P-3) to respondent No.3-Senior Superintendent of Police, Sri Muktsar Sahib, in which, he has stated that there is no FIR pending against him in the Police Station Sadar, Sri Muktsar Sahib and one FIR against him registered at Police Station City, Sri Muktsar Sahib is of the year 2019 and quashing petition regarding the same has already been filed which is pending but however, since, the petitioner was the former MC, the police officials who have named the petitioner in the said FIR, are unnecessarily harassing him.

Learned counsel for the petitioner has submitted that the petitioner would be satisfied in case, respondent No.3 is directed to look into the representation dated 11.12.2022 (Annexure P-3) and take appropriate action in accordance with law.

On the other hand, learned State Counsel has submitted that he has no objection in case, respondent No.3-Senior Superintendent of Police, looks into the representation dated 11.12.2022 (Annexure P-3) and considers the same, as per law.

After considering the facts and circumstances of the present case, this Court deems it appropriate to direct respondent No.3-Senior Superintendent of Police, to look into the representation dated 11.12.2022 (Annexure P-3) and take appropriate action in accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioner and it would be open to respondent No.3 to make his independent enquiry/assessment with regard to the representation.

In view of what has been observed above, the present petition is disposed of in the abovesaid terms.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioner, if involved in any case.

23.12.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No