

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

112

CRM-M-8958-2023

Date of decision: 24.02.2023

The Sonapat Urban Cooperative Bank Ltd.

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. D.V. Sharma, Sr. Advocate with
Mr. Tushar Sharma, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking issuance of directions to official respondents to register an FIR for criminal breach of trust, cheating and forgery against the private respondents/accused in view of the complaint dated 03.02.2022 (Annexure P-4) made by the petitioner bank.

Learned senior counsel for the petitioner submits that the petitioner bank had given a complaint dated 03.02.2022 (Annexure P-4) to the official respondents to register a criminal case against the private respondents, however, the official respondents had failed to initiate any action for as long as one year despite the fact that a cognizable offence is made out against the private respondents. It has been submitted that the official respondents were under a legal obligation to pass an appropriate order on his complaint.

Notice of motion to official respondents only.

On asking of the Court, Mr. Rahul Mohan, DAG, Haryana accepts notice on behalf of the official respondents.

In the wake of the limited prayer of the petitioner,

the instant petition is disposed of and respondent No.3 i.e. Commissioner of Police, Economic Offences Wing, Gurugram, is directed to look into his grievance and take appropriate steps, if any required, under the provisions of law. However, if respondent No.3 does not find the commission of any cognizable offence as alleged or any substance in the allegations levelled in the complaint dated 03.02.2022 (Annexure P-4), then the petitioner shall be duly informed as per the parameters laid down by the Supreme Court in *Lalita Kumari v. Government of Uttar Pradesh & Ors. : 2013 (4) RCR (Criminal) 979*.

24.02.2023

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(MANJARI NEHRU KAUL)
JUDGE

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