

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

133

CRM-M-12385-2023

Date of decision: 20.03.2023

Harpreet Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Sukhpreet Kaur, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking issuance of directions to respondent No.2 to decide his representation (Annexure P-14) dated 03.03.2023 expeditiously and to carry out a fair and impartial enquiry on the above application moved by him.

Learned counsel for the petitioner submits that the petitioner is running a travel agency and Immigration Consultancy at village Bagrian, Tehsil Bholath, District Kapurthala. Respondent No.4 along with his relatives approached the petitioner in October, 2022 for getting tourist/visitor visas for Dubai, Republic of Surinam, South America and Azerbaijan (Baku). After tourist visas had been granted to respondent No.4 and his relatives, they travelled to the above countries and stayed in different hotels. However, during their overseas travel, respondent No.4 and others extended threats to the petitioner on phone by alleging that hotel and other arrangements were unsatisfactory. Resultantly, thereafter they started pressurizing the petitioner to refund the tourist package fee which had been given to him or else face dire

consequences. As a result of the threats extended, the petitioner moved an application dated 09.12.2022 to Senior Superintendent of Police, Kapurthala, which was in turn marked to SHO Police Station City Kapurthala. Learned counsel submits that despite specific allegations having been levelled against respondent No.4 and others, the SHO concerned had failed to take any action against them and the petitioner had also approached the Court of Law by filing an application under Section 156(3) of the Cr.P.C. (Annexure P-12) dated 09.12.2022. However, till date, no action has been taken by the police on the application made by the petitioner. She submits that now as a counter-blast to the complaint made to the Senior Superintendent of Police against respondent No.4 as well as application under Section 156(3) of the Cr.P.C. having been filed against him, respondent No.4 has started pressurizing the petitioner by filing false complaints against him and the police being hand in glove with respondent No.4, have started calling the petitioner to police station and harassing him. A prayer has, therefore, been made to direct a police officer of a higher rank i.e. of at least the Senior Superintendent of Police, for conducting fair and impartial enquiry.

Notice of motion.

On asking of the Court, Mr. Ramdeep Partap Singh, Sr. DAG, Punjab accepts notice on behalf of the respondent-State.

Learned State counsel, on the other hand on instructions, has apprised the Court that enquiry in the matter is still underway that is precisely the reason why the petitioner has been called by the investigating agency on a few occasions.

CRM-M-12385-2023

I have heard learned counsel and perused the relevant material on record.

In the light of the submissions made by the learned State counsel, this Court does not find any ground to invoke its inherent jurisdiction under Section 482 of the Cr.P.C. and issue directions as sought for by the petitioner.

Dismissed.

20.03.2023
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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