

Neutral citation No.:2023:PHHC:050392
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

308

CRM-M-22098-2021

Date of Decision: 11.04.2023

Decathlon Sports India Pvt. Ltd.

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. R.S. Rai, Sr. Advocate with
Mr. Gurmandeep S. Sullar, Advocate
Ms. Rubina Vermani, Advocate
Ms. Devaki Anand Sullar, Advocate
Mr. Akhilesh Singh, Advocate and
Mr. Akun Sheemar, Advocate
for the petitioner.

Mr. Virat Rana, AAG, Punjab.

Mr. Bipan Ghai, Sr. Advocate with
Mr. Nikhil Ghai, Advocate
Mr. Manuj Nagrath, Advocate and
Mr. Prabhdeep Singh, Advocate
for respondent No.5.

ANOOP CHITKARA, J.

Aggrieved by issuance of notices under Section 160 CrPC, the petitioner has come up before this Court on the ground of harassment at the hand of respondents.

2. Counsel appearing for the respondents deny allegations of harassment, however he submits that the petitioner was intentionally omitting to cooperate in the investigation.

3. Counsel for the petitioner submits that issuance of notice under Section 160 CrPC was without any need because he was not at all connected with the offence in question.

4. After hearing counsel for the parties, nature of the order this

Court proposes to pass would suffice and bring an end to the present petition.

5. In case, the respondent-State of Punjab wants to make any inquiry from the petitioner then, instead of sending the Director or the Managing Director it shall be permissible for the company to send any nominated person in this regard or even an advocate so authorised in this regard. In case, the investigator/Inquiry Officer is not satisfied with the answers of so appointed person, they shall give specific reasons and may ask appearing of the person from whom such information can be gathered and even in that situation such information can be handed over to the respondent through the nominated person or a counsel. Finally in case still respondent No.2 or any inquiry officer appointed in this case, is not satisfied he may pass a speaking order under Section 160 CrPC.

6. Petition is allowed to the extent above. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

11.04.2023
anju rani

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no