

2023:PHHC:080434

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

209

CRM-M-27063-2023
Date of Decision.:01.06.2023

S.K. Finance Ltd.

Petitioner

Vs.

State of Punjab and Others

Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Aditya Grover, Advocate
for the petitioner.

Mr. Randeep Singh Khaira, DAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

On 26.05.2023, following order was passed by this Court:

“Grievance of the petitioner is that he lodged FIR No.25, dated 13.01.2023 at Police Station, City Barnala under Sections 409, 467, 468 and 471 of IPC against the private respondent. However, instead of taking any action against said respondent No.4-accused, the S.H.O. concerned has written an e-mail (Annexure P-7) to the petitioner asking him to authorize someone to settle the matter with respondent No.4. The allegations as raised by the petitioner appears to be quite serious as in a case of this nature, it is the police, which is trying to pressurize the petitioner-complainant to enter into compromise with the accused.

Learned counsel for the petitioner has also drawn attention towards the fact that respondent No.4 had earlier applied for anticipatory bail, but he withdrew that petition, as per order dated 08.02.2023 passed by this Court in CRM-M-6714-2023 (Annexure P-6).

Notice of motion.

Mr. R.S. Khaira, DAG, Punjab accepts notice on behalf of respondent Nos.1 to 3-State. Copy of paper book be supplied to him during the course of day.

Status report on behalf of respondent Nos.1 to 3-State be filed,

in the light of allegations made in the petition. The said affidavit shall be filed by respondent No.2-SSP, District Barnala with the specific mention as to what action is proposed against respondent No.3.

Adjourned to 01.06.2023.”

Today status report by way of an affidavit of Shri Sandeep Kumar Malik, I.P.S., Senior Superintendent of Police, Barnala on behalf of respondent-State has been filed, as per which accused had already been arrested on 26.05.2023. Apart from above, para Nos.6 & 8 of the said status report reads as under:

“That in the present petition there are specific allegations that the Station House Officer, Police Station City Barnala has sent an Email from the official Email ID of the Police Station i.e. ps.city.brn.police@punjab.gov.in to the petitioner to compromise the matter.

That in this regard, a report of the Deputy Superintendent of Police, Sub- Division, City Barnala having No. 978/5A dated 27.05.2023, has been received in the office of deponent, whereby, it has been mentioned that, the document in question i.e. the Email attached as Annexure P-7, has been perused and prima facie it has come on record that the Email ID is of the Police Station, City Barnala, therefore, the Departmental Inquiry was recommended by the Deputy Superintendent of Police, Sub- Division, City Barnala. Thus on the basis of the same Departmental Inquiry has been initiated against Inspector Baljeet Singh No. 414/PR(SHO of the Police Station) and Head Constable Mandeep Singh No. 344/Barnala vide Order No. 1351- 58/Steno dated 27.05.2023.

That further the deponent has directed the Deputy Superintendent of Police, Sub- Division, City Barnala to change the Investigating Officer and also personally supervise the investigation of the FIR No. 25 (Supra) so that the merits of the case are brought on record and thereafter, the report Under Section 173 Cr.P.C. is filed as per law.”

In view of the aforesaid status report filed on behalf of respondent-State, nothing else is required to be done at this stage. The grievance of the petitioner for the time being stands redressed.

Disposed of, as such.

June 01, 2023
Neetika Tuteja

(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No