

106.

2023:PHHC:116794

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26111-2023

Date of Decision: 05.09.2023

PARAMJIT KAUR

...Petitioner

Vs.

STATE OF U.T CHANDIGARH AND ORS

...Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Deepak Nayar, Advocate
for the petitioner.

SANJIV BERRY, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to respondent Nos. 1 to 3 to take the action on the complaint dated 03.03.2023 (Annexure P-2)

2. Learned counsel for the petitioner *inter alia* contends that the petitioner had moved the complaint dated 03.03.2023 to respondent No.2- Senior Superintendent of Police, U.T. Chandigarh, for taking appropriate legal action against respondent Nos. 4 & 5 but till date no legal action has been taken. He further submits that for the purpose of this petition, the petitioner will be satisfied if directions will be issued to respondent No.2 to decide the complaint in an expeditious manner by taking appropriate legal action thereon.

3. Notice of motion.

4. On the asking of the Court, Mr. Vipul Jindal, Addl. P.P. U.T. Chandigarh, who is present in Court accepts notice on behalf of respondent Nos.1 to 3 and intimates the Court that the report has been filed by

respondent No.3 finding the matter to be purely civil in nature, however, perusal of the same reveals that it is not a speaking order nor the petitioner has been heard.

5. Keeping in view the averments made in the petition and considering the facts and circumstances of the case, without commenting on the merits of the petition, the petition is hereby disposed of with the direction to respondent No.2-Senior Superintendent of Police, U.T. Chandigarh, to consider and decide the complaint dated 03.03.2023 (Annexure P-2) expeditiously in accordance with law after giving the opportunity of being heard to the petitioner. The decision so taken be intimated to the petitioner as well.

6. It is however, made clear that any observation made above shall not affect the merits of the case nor the same will influence the concerned authority in deciding the representation in accordance with law.

(SANJIV BERRY)
(JUDGE)

05.09.2023

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