

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

CRWP No.5185 of 2023

Date of decision: 29th May, 2023

Bhushan Kansal

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gaurav Singla, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

Prayer in the instant petition is for issuance of appropriate direction to the official respondents to protect the life and liberty of the petitioner at the hands of the private respondents, with a further prayer to direct the official respondents to look into the representation dated 17.04.2023 (Annexure P-2) made by the petitioner and to take legal action against the private respondents.

Learned counsel submits that vide representation (Annexure P-2), respondent No.2 – Senior Superintendent of Police, District Patiala had been duly intimated about the fraud committed upon the petitioner at the hands of private respondents. However, the authorities concerned had failed to initiate any action against the offenders. Learned counsel contends that despite respondent No.2 having been apprised about the commission of cognizable offence by the accused persons, the official respondents had failed to proceed

against them under the provisions of law. It has been submitted that the official respondents were under a legal obligation to pass an appropriate order on his representation.

Notice of motion to the official respondents.

On the asking of the Court, Mr. Amit Rana, Sr. Deputy Advocate General, Punjab, accepts notice on behalf of the said respondents.

In the wake of the limited prayer of the petitioner, the petition is disposed of and respondent No.2 i.e. Senior Superintendent of Police, District Patiala is directed to look into his grievance and take appropriate steps, if any required, under the provisions of law. However, if respondent No.2 does not find the commission of any cognizable offence as alleged or any substance in the allegations levelled in the representation dated 17.04.2023 (Annexure P-2) 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.

(MANJARI NEHRU KAUL)
JUDGE

May 29, 2023

rps

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