

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

CRM-M-36749-2023

Date of decision: 31.07.2023

E-SMART ENTERPRISES LIMITED

....Petitioner.

Versus

STATE OF PUNJAB AND OTHERS

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. R.Kartikeya, Advocate for the petitioner.

.....

SANJIV BERRY, J.(ORAL)

The present petition under Section 482 Cr.P.C. has been moved by the petitioner seeking direction to respondent No.3 to decide the representation dated 24.07.2023 (Annexure P-2).

2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner is the tenant, and the landlord after interpellating certain documents has filed some complaints and in this regard, representation (Annexure P-2) was moved by the petitioner to the respondent No.3 - Senior Superintendent of Police, SAS Nagar, Mohali, but till date, no action has been taken thereof. The copies of the documents relied upon in the Civil suits has also been placed on record.

3. Notice of motion.

4. Ms. Swati Batra, DAG, Punjab, who is present in Court accepts notice on behalf of the respondents-State.

5. Considering the facts and circumstances of the case, without commenting on the merits of the case, the petition is hereby disposed of with the direction to respondent No.3 - Senior Superintendent of Police, SAS Nagar, Mohali, to consider and dispose of the aforesaid representation (Annexure P-2) and take action thereon in accordance with law, in an expeditious manner by giving opportunity to the petitioner of being heard. The respondent No.3 is further directed to intimate the petitioner regarding the decision so taken on the representation (Annexure P-2)

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

31.07.2023

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |