

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

Sr. No.109

**CRM-M-41144-2022 (O&M)
Date of decision : 31.01.2023**

Raju Kumar

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mrs. Jyoti Choudhary, Advocate, for the petitioner.

Mr. Himmat Singh, DAG, Haryana

SUDHIR MITTAL, J. (Oral)

This petition has been filed directing respondents No.1 to 9 to decide the complaint/representation dated 26.08.2021/31.08.2021, whereby, the petitioner sought registration of an FIR against the private respondents.

Learned counsel for the petitioner submits that upon the aforementioned complaint/representation, preliminary investigation was conducted by the police and a perusal of the same conclusively shows that the same is faulty. Thus, non-registration of the FIR is *mala fide* in nature. Accordingly, a direction may be issued for registration of the same.

In judgment titled as Sakiri Vasu Vs. State of U.P. and others, 2008 (1) RCR (Criminal) 392 the Hon'ble Supreme Court has held that a petition under Section 482 Cr.P.C. for directions to register an FIR is not maintainable. Thus, it has to be held that the present petition is not maintainable in law. If so advised, the petitioner may approach the appropriate forum for grant of requisite relief.

With the aforementioned observations, the petition is disposed
of.

(SUDHIR MITTAL)
JUDGE

31.01.2023
Ramandeep Singh

Whether speaking / reasoned

Yes

Whether Reportable

No