

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

CRM-M-41074-2023

Date of Decision: 21.08.2023

AMIT BHANDARI

...Petitioner

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

SANJIV BERRY, J. (Oral)

The present petition under Section 482 Cr.P.C. Has been moved by the petitioner seeking fair investigation in FIR No. 241 dated 17.12.2022 under Sections 385, 511 and 506 IPC, registered at Police Station City Phagwara, District Kapurthala (Annexure P-1).

2. Learned counsel for the petitioner *inter alia* contends that the aforesaid FIR was registered against the petitioner wherein he is on bail. He further submits that the petitioner has been falsely implicated in this case at the behest of some vested interest and the petitioner had moved the representation dated 16.07.2023 (Annexure P-2) to respondent No.2 for conducting fair and impartial inquiry in the matter but till date no action thereon has been taken. He further submits that the petitioner will be satisfied if the representation (Annexure P-2) is considered and disposed of in an expeditious manner, in accordance with law.

3. Notice of motion.

4. On the asking of the Court, Ms. Swati Batra, DAG, Punjab, who is present in Court accepts notice on behalf of the respondent/State .

5. Considering the facts and circumstances of the case and keeping in view the averments made in the petition, without commenting on the merits of the case, the petition is hereby disposed of with the direction to respondent No.2-Senior Superintendent of Police, Kapurthala, District Kapurthala, to consider and decide the representation (Annexure P-2) expeditiously in accordance with law. 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)

21.08.2023

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