

2023:PHHC:164293

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

239

CRM-M-48418-2022

Date of Decision : **December 20, 2023**

DALJIT SINGH MALHI

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Lupil Gupta, Advocate for the petitioner.
Mr. P.S.Grewal, DAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, prayer is made for passing mandamus upon respondents No.2 and 3 to take action against respondents No.4 and 5, after registration of FIR, on the basis of a complaint dated 4.10.2021 (Annexure P-1).

2. The grievance of the petitioner is that the private respondents concerned, who is a finance agency, has forcibly snatched the vehicle of the present petitioner on 3.10.2021 and, therefore, they have flouted the law laid down by the Hon'ble Supreme Court, as well as committed the offence punishable under IPC.

3. Today, reply by way of affidavit of DSP, PBI & Addl. Charge, Sub Div. Faridkot, District Faridkot has been filed by the learned State counsel.

4. A perusal of the reply makes revelations that the truck in question was infact snatched by the Financier in Gujrat, therefore, they have no territorial jurisdiction to entertain the instant complaint.

5. Keeping in view the above facts and circumstances, this Court at this stage is refrain to pass any asked for mandamus upon the respondent concerned, therefore, the instant petition is, hereby, dismissed with liberty to the petitioner to file appropriate motion before the appropriate Court.

December 20, 2023
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No