

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

CRM-M-50901-2021

Date of decision: 02.02.2023

Harsimran Singh Grewal

...Petitioner

Versus

State of Punjab and others

...Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioner.

Mr. Jashanpreet Singh, DAG, Punjab.

Mr. Arvinder Singh, Advocate
for respondent Nos.4 and 6 to 9.

NAMIT KUMAR, J. (ORAL)

Petitioner has filed the instant petition under Section 482 Cr.PC for issuance of direction to respondent No.2 to decide the representation dated 27.07.2021 (Annexure P-3) and to take strict legal action against the respondent Nos.4 to 9 their associates for giving injuries to the petitioner and his brother with deadly weapons with intention to kill.

Further direction have been sought for registration of cross version in case FIR No.129 dated 06.05.2021 under Sections 324, 341, 506, 34 and 188 IPC (Section 326 of IPC added later on) registered at Police Station Mandi Gobindgarh, District Police Fatehgarh Sahib (Annexure P-1).

On issuance of notice of motion reply by way of affidavit of Jangjit Singh, PPS, DSP, Circle Amloh, District Fatehgarh Sahib on behalf of respondent Nos.1 to 3-State of Punjab, has been filed. The relevant portion from the reply is reproduced as under:-

“11. That in the petition, the present petitioner has alleged about filing of (Annexure P-3) dated 27-07-2021 by him before the SSP, Fatehgarh

Sahib. In this regard, it is submitted here that (Annexure P-3) was never filed by the present petitioner before the SSP, Fatehgarh Sahib. However, the present petitioner filed application No.1820-OP, dated 30-07-2021, before the SSP, Fatehgarh Sahib against respondent No.4. In his application, the present petitioner alleged that on 05-05-2021, the respondents Nos.4, 6 and 7 stopped him in the way and respondent No.4 forcefully slapped him and then they gave kick blows on private parts of his body and also gave teeth bites to him and caused a lot of injuries to him and he saved himself by running from the said place. Then they got registered a case FIR No.129 against the present petitioner. The present petitioner prayed for taking action against the said respondents for their having given kick blows on private parts of his body and for beating him. Apart from the above said application, Gurcharan Singh (father of the present petitioner) son of Narata Singh also filed application No.1079-Peahi, dated 23-06-2021 before the SSP, Fazeahgarh Sahib. In his application, said Gurcharan Singh alleged that on 05-05-2021, his son (i.e. the present) had been a part of quarrel and they had no role to play in the quarrel/fight, but the FIR No.129 has been wrongly registered against him, his another son Amrit and brother Harjit Singh. Said Gurcharan Singh prayed that the inquiry into the matter be got conducted from some higher ranked officer of the department and their names be got exculpated from the FIR.

The respondent No.6 had also filed an application No.1696-Peshi, dated 12-08-2021 before the SSP, Fatehgarh Sahib against the present petitioner, his father Gurcharan Singh, uncle Harjit Singh, brother Amritpal Singh. In his application, the respondent No.6 alleged that he was attacked and was caused injuries by the present petitioner and his family members on 05-05-2021 and above said FIR No.129 was got registered by his son i.e. Respondent No.5 against the present petitioner etc. Despite this fact, the present petitioner etc are harassing him and threatening him that they will not spare him at any cost and if he did not withdraw his case, then they will see him in the future. The complainant/respondent No.6 further prayed for taking legal action against the present petitioner and others.

12. That the above said applications were marked by the SSP, Fatehgarh Sahib to the DSP, Circle Amloh for inquiry and report and no truth was found in the said applications and the applications were found to be false and were recommended to be consigned to record room. On the said report, some objections were raised by the SSP, Fatehgarh Sahib and the same were removed by DSP, Amloh and finally, on 18-06-2022, the SSP, Fatehgarh Sahib agreed with the said report and filed the

same.”

Since the application submitted by the petitioner has already been inquired into by the police and has been consigned to the record room therefore, the instant petition has been rendered infructuous and the same is disposed of accordingly.

02.02.2023

Parveen Kumar

(NAMIT KUMAR)
JUDGE

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