

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(215)

2023:PHHC: 060697
CRM-M-53666-2021
Date of Decision: 28.04.2023

Dilsher Singh

--Petitioner

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. K.S. Dadwal, Advocate for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

Mr. Naveen Batra, Advocate for respondent no.8.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under 482 Cr.P.C praying for issuance of directions to respondents no.2 to 6 not to harass and humiliate the petitioner by indulging into repeated inquiries as in the earlier inquiries dated 20.6.2018, 11.7.2019 and 21.10.2019 nothing was found.

Learned counsel for the petitioner contends that there was an agreement to sell between the petitioner and respondent no.8 and the same has been given the colour of a criminal case only in order to harass the petitioner. It is submitted that respondent no.8 had been filing repeated frivolous complaints which have been duly inquired into by the investigating agency and were found baseless. It is submitted that though the repeated inquiries are not even maintainable under the Cr.P.C but despite that petitioner is being harassed at the behest of respondent no.8.

Learned State counsel as well as counsel for respondent no.8 have filed their respective replies.

Learned counsel for respondent no.8 has opposed the submissions made by counsel for petitioner.

Learned State counsel on instructions from SI Major Singh, ASI Darshan Singh and ASI Balvir Singh has stated that the complaints filed by respondent no.8 have been duly inquired into and the same were found without any substance and as on date there is no complaint whatsoever against the petitioner at the behest of respondent no.8.

After hearing learned counsel for the parties and perusing the record it is apparent that the earlier complaints filed by respondent no.8 have been duly inquired into by the investigating agency and the same were found without any substance. It is also brought to the notice of the court that as on date there is no complaint pending with respondent no.6 and thus there is no question of calling him for any inquiry as he is not wanted in any complaint/FIR as on date.

In view of the above position, present petition is disposed of with liberty to the parties to pursue their remedies in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

28.04.2023

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