



214 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4389-2021(O&M)
Date of decision: 02.09.2024

Jagwinder Singh Kulharia ...Petitioner

Vs.

Enforcement Directorate through its Director
and another ...Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Pardeep Kumar Rapria, Advocate,
for the petitioner.

Mr. Satya Pal Jain, Additional Solicitor General of India (UOI),
with Mr. Shobit Phutela, Senior Panel Counsel,
Ms. Arushi Lamba, Advocate,
for respondent No. 1.

Mr. Deepak Balyan, Additional Advocate General, Haryana.

Mr. Akshay Jindal, Advocate
for the applicant in CM-13301-2024.

SHEEL NAGU, CHIEF JUSTICE, (ORAL)

1. This petition has been filed by the complainant whose grievance is that despite having filed a complaint (Annexure P-1), alleging commission of cognizable offences, to different investigating agencies, the competent authority i.e State of Haryana has not granted approval under Section 17-A of the Prevention of Corruption Act, 1988 (hereinafter referred to as '1988 Act').
2. This Court on the last occasion i.e 05.08.2024 had inquired from the counsel for the State of Haryana as to why despite expiry of more than four years since the making of complaint on 24.02.2020, no decision with respect to



the approval or dis-approval under Section 17-A of the 1988 Act has been taken by the competent authority.

3. Today, learned counsel for the State of Haryana again seeks time.
4. Looking at the nature of the grievance raised, it would be appropriate to dispose of this petition, instead of keeping it pending, in the following terms:-

- i. The competent authority under the State of Haryana is directed to take a decision i.e. either grant or decline the aforesaid approval under 17-A of the 1988 Act in respect of the allegations contained in the complaint dated 24.02.2020 (Annexure P-1).
- ii. The compliance report in the aforesaid regard shall be filed in the Registry of this Court, latest by 16.09.2024, failing which, the Registry is directed to place the matter before the Bench.
5. Since the main petition itself has been disposed of, no orders are required to be passed in CM-13301-2024.

(SHEEL NAGU)
CHIEF JUSTICE

(ANIL KSHETARPAL)
JUDGE

02.09.2024

neeraj

Whether speaking/reasoned :
Whether Reportable :

Yes
Yes

No
No