



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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CWP-12286-2024

Date of decision: 23.05.2024

SATPAL SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

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Present:- Mr. Sunil Agnihotri, Advocate  
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab.

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VINOD S. BHARDWAJ, J. (Oral)

Prayer in the present writ petition is for seeking issuance of directions to respondent No.2 to issue 'Police Clearance Certificate' in FIR No. 0069 dated 13.05.2018 registered under Section 420, 406 read with Section 34 of the Indian Penal Code, 1860 and under Section 13 of the Punjab Travel Professional Regulation Act, 2013 on the ground that the petitioner was found innocent in the above said case while presenting the challan on 21.08.2019. He was kept in the column of the suspects not being charged (Column No.2) and that no application had ever been filed either by the prosecution or by the complainant for seeking summoning of the petitioner as an additional accused. Besides, quashing petition has already been filed by the accused persons bearing

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CRM-M- 55591 of 2023 which is listed before this Court.

Learned counsel appearing on behalf of the petitioner contends that the son of the petitioner is residing in U.S. for the last 07 years and that he could not meet his son on account of the said false and fabricated FIR. The son also could not visit India due to technical issues and that he would be satisfied at this juncture in case the respondent-authorities are directed to examine the claim of the petitioner and take appropriate steps with respect to issuance of the 'Police Clearance Certificate'.

Notice of motion.

Ms. Niharika Sharma, AAG, Punjab accepts notice on behalf of the respondent-State.

Counsel for the respondent-State submits that a representation dated 30.10.2023 has already been submitted by the petitioner with the respondent-authorities and that the State would have no objection in examining the issue in its entirety and in light of the directions given by this Court in CWP-19314-2020 titled as ***“Balwinder Singh versus Union of India and others”***.

In view of the aforesaid, the present writ petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Hoshiarpur to examine the claim of the petitioner for issuance of the 'Police Clearance Certificate' in light of the facts noticed above and as directed by this Court in its order dated 13.09.2023 passed in CWP-19314-2020 titled as ***“Balwinder Singh versus Union***

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*of India and others”* within a period of two months of the receipt of certified copy of this order.

(VINOD S. BHARDWAJ)  
JUDGE

MAY 23, 2024

*Vishal sharma*

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