



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

CRM-M No.37398 of 2024
Date of decision: 5th August, 2024

Sushil Kumar Sharma & another

... Petitioners

Versus

Union Territory Chandigarh & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr.Jaskaran S. Sohal, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

1. The prayer in the instant petition is for issuance of appropriate direction to the official respondents to protect the life and property of the petitioners at the hands of the private respondent, with a further prayer to direct the official respondents to look into the representation/complaint dated 11.04.2024 (Annexure P-6) and dated 15.04.2024 (Annexure P-7) followed by reminder dated 29.05.2024 (Annexure P-9) moved by the petitioners and to take legal action against the private respondent.

2. Learned counsel submits that vide representation (Annexure P-7), respondent No.4 – Senior Superintendent of Police, UT Chandigarh had been duly intimated about the fraud committed upon the petitioners at the hands of private respondent. However, the authorities concerned had failed to initiate any action against the offenders. Learned counsel contends that despite respondent No.4



having been apprised about the commission of cognizable offence by the accused persons, the official respondents had failed to proceed against them under the provisions of law. It has been submitted that the official respondents were under a legal obligation to pass an appropriate order on their representation.

3. Notice of motion to the official respondents.

4. On the asking of the Court, Ms. Simsi Dhir Malhotra, APP UT Chandigarh, accepts notice on behalf of the said respondents.

5. In the wake of the limited prayer of the petitioners, the petition is disposed of and respondent No.4 i.e. Senior Superintendent of Police, UT Chandigarh is directed to look into their grievance and take appropriate steps, if any required, under the provisions of law. However, if respondent No.4 does not find the commission of any cognizable offence as alleged or any substance in the allegations levelled in the representation dated 15.04.2024 (Annexure P-7) then the petitioners shall be duly informed as per the parameters laid down by the Supreme Court in ***Lalita Kumari v. Government of Uttar Pradesh & Ors.*** 2013 (4) RCR (Criminal) 979.

(MANJARI NEHRU KAUL)
JUDGE

August 5, 2024
rps

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