



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

CRM-M-39621-2019

Date of Decision : 31.08.2024

RAHUL SONI

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Kanwar Goyal, Advocate for
Mr. Govind Tanwar, Advocate,
for the petitioner.

Mr.Pardeep Bajaj, DAG, Punjab.

Mr. Ashok Kumar Khubber, Advocate,
for respondent no.9.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petitioner, prayer is made for issuance of a *mandamus* upon the official respondents no.3 to 7, for not entertaining frivolous complaints being lodged by respondent no.8 and harassing the petitioner, especially, when the matter has already been investigated by the Commissioner of Police, Jalandhar, whereby, petitioner has been found to innocent vide inquiry report dated 09.02.2019 (Annexure P-4).

2. Upon issuing notice of motion vide order dated 17.09.2019, a short reply by way of an affidavit of Mr. Dharam Paul, ACP, Model Town, Police Commissionerate, Jalandhar, was filed by the learned State counsel. The study survey of the said reply reflects that all the complaints

which are pending consideration before the Commissioner of Police, Jalandhar, against the present petitioner, were ordered to be filed, and now file has also been consigned. The complaints which are stated to be pending before the Additional Director General of Police, NRI, Punjab, Chandigarh *qua* those complaints a specific letter has been written by the Assistant Commissioner of Police, Model Town, Commissionerate, Jalandhar, to dispose of those complaints accordingly. The relevant part of the reply reads as under:-

“9. That it is submitted that at the present stage, no complaint is pending against the petitioner with the Commissionerate, Jalandhar. It is further submitted that the petitioner and respondent no.8 have submitted complaints against each and other before the Additional Director General of Police, NRI, Punjab, Chandigarh, which are still pending with their office. In this regard, the answering respondents vide memo no.1975-CWP dated 16.11.2019 and 2017-CWP dated 22.11.2019 respectively requested to the Additional Director General of Police, NRI, Punjab, Chandigarh that the aforesaid complaints may please be disposed of accordingly.”

3. Learned counsel for the petitioner submits that since 2019, the petitioner has never been called in any of the inquiries initiated, either on complaint of respondent no.8, or, on the complaint initiated by the present petitioner.

4. The basic grievance of the petitioner, as raised through the instant petition, is that he has been unnecessarily harassed on the fictitious and false complaints filed by respondent no.8, is no more in existence, as on date, the petitioner is not being called to join any inquiry. Therefore, no further direction is required to be passed in the instant petition. Instant petition is, hereby **closed**.

5. However, the petitioner is at liberty to approach the authority/forum/court concerned for redressal of his grievance, if still survives.

6. **Disposed of** with the aforesaid liberty.

August 31, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

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