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CRM-M-42692-2024

2024.PHHC:116179



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

CRM-M-42692-2024
Date of decision: 05.09.2024

Surinder Kumar

....Petitioner.

Versus

State of Punjab and others

....Respondents.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vikas Bali, Advocate,
for the petitioner.

.....

SANJIV BERRY, J. (ORAL)

Instant petition under Section 528 of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS) has been preferred seeking directions to respondents No. 2 to 4 to conduct a free and fair inquiry/investigation on the complaint dated 08.04.2024 (Annexure P-5).

2. Heard.

3. It is, *inter alia*, submitted by learned counsel for the petitioner that feeling aggrieved against the acts and conduct of private respondents, the petitioner had moved a representation dated 08.04.2024 (Annexure P-5) to the Senior Superintendent of Police, Moga, but till date no action thereon has been taken. He further submits that even the petitioner had been approaching the authorities time and again but no action has been taken thereon. He has referred to the report taken by the petitioner under the Right to Information Act dated



21.08.2024 (Annexure P-9) to say that the complaint is still pending before the SHO, Moga.

4. Learned counsel for the petitioner further submits that for the purpose of the present petition, the petitioner will be satisfied if appropriate directions are issued to respondent No. 3 to consider and dispose of the representation in accordance with the law in an expeditious manner.

5. Notice of motion to the official respondents.

6. On the asking of the Court, Mr. Ankit Grewal, DAG, Punjab, accepts notice on behalf of the State-respondents No. 1 to 4 and submits that the aforesaid representation shall be considered and disposed of in accordance with law in an expeditious manner.

7. In the circumstances of the case and without commenting on the merits of the case, the petition is disposed of with the direction to respondent No. 3, Senior Superintendent of Police, District Moga, to consider the averments made in the representation dated 08.04.2024 (Annexure P-5), to dispose of the same expeditiously and to take action, as warranted, under the provisions of the law.

8. Decision so taken be conveyed to the petitioner.

9. Disposed of.

(SANJIV BERRY)
JUDGE

05.09.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |