

CRM-M-47460-2023
Date of decision: 13.02.2024

Hari Ram Jindal and anotherPetitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Pushpinder Kaushal, Advocate
for the petitioners.

Mr. H.S. Deol, Sr. DAG, Punjab.

Mr. Ashwani Talwar, Advocate
for the complainant/respondent No.5.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to respondents No.1 to 4 to decide the complaint dated 11.04.2023 (Annexure P-5) made by the petitioners.

Learned counsel for the petitioners *inter alia* contends that respondent No.5 has filed a complaint No.19002 dated 11.12.2009 against the petitioners before the Senior Superintendent of Police, Ludhiana by levelling false allegations of harassment and demand of dowry and on the basis of the said complaint, FIR No.21 dated 30.04.2010 under Sections 498-A/506/120-B of IPC at Police Station Division No.3, Ludhiana was registered against the petitioners in which the petitioners were ordered to be acquitted by the learned trial Court. Thereafter, an appeal was filed by respondent No.5 against the petitioners which was also dismissed vide judgment dated 20.03.2023. He

further submits that the petitioners moved a complaint dated 11.04.2023 to respondent No.2 to initiate the proceedings under Section 182 of IPC against respondent No.5.

The petitioners have earlier approached this Court by filing CRM-M-28095-2023, in which the following order was passed:-

‘This petition has been filed seeking direction to respondents No.1 to 4 to decide the complaint dated 11.04.2023 (Annexure P-5) moved by the petitioners in a time bound manner.

Learned counsel for the petitioner seeks permission to withdraw the petition.

Permission is granted.

Dismissed as withdrawn.’

I have heard learned counsel for the parties and after perusal of the record, this Court finds no ground to interfere in the matter. Moreover, a private person is not competent to invoke the provisions of Section 182 IPC in view of the provisions contained under Section 195 of Cr.P.C. There is no justification in re-agitating the matter once again after withdrawing the first petition i.e. CRM-M-28095-2023 on the same cause of action and, thus, the present petition is dismissed.

(HARPREET SINGH BRAR)
JUDGE

13.02.2024
Neha

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