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IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

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CRM-M-44998-2024 (O&M)
Date of decision: 25.09.2024

Kuljit Singh and others ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Mohit, Advocate
for the petitioners.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab.

Mr. Aman Bansal, Advocate
for respondent No. 5.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 528 of BNSS, 2023, is for directing respondent Nos. 1 to 3 to take appropriate action against respondents No. 4 and 5 to not call the petitioners time and again in the police station to compromise the matter with respondent No. 4.
2. In compliance with order dated 10.09.2024, affidavits of the Inspector/Incharge, Crime Investigating Agency-I, Ludhiana as well as Assistant Commissioner of Police, Detective-I, Ludhiana have been filed today in Court. The same are taken on record. In the affidavits, it is submitted that respondent No. 5 had moved a complaint against the petitioners on 14.06.2024 with the allegations of committing fraud, criminal breach of trust, abusing and threatening him in connection with the inquiry on the said complaint. Respondent No. 4 had issued summons/notices under Section 160

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of Cr.P.C. to the petitioners on 20.08.2024 to join inquiry on 23.08.2024. The petitioners appeared before respondent No. 4 on 23.08.2024 but they failed to make any statement. Thereafter, they were called upon to appear on 02.09.2024. However, instead of joining inquiry, the petitioners have filed the present petition with false allegations. It is further submitted that they have never been pressurized by any of the police officials to compromise the matter with respondent No. 5 and they were being summoned in due process of law.

3. In view of the submissions made in the aforesaid affidavits, the present petition is disposed of as no further orders are called for. However, it is made clear that in case the petitioners are required in the inquiry, being conducted on the complaint of respondent No. 5, the police authority shall call upon them only by issuing a written notice for that purpose.

25.09.2024

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No