

Date of Decision: 13.03.2024

....Petitioner

SI BEER SINGH

.....Respondent

Present: Mr. Monit Pal Singh, Advocate for
Mr. Abhimanyu Singh, Advocate,
Amicus Curiae.

Mr. Pawan Kumar Longia, DAG, Haryana.

1. The present contempt proceedings have been initiated by the Court on its own motion for alleged non-compliance of the order dated 31.03.2022 passed by the Magistrate under Section 156 (3) Cr.P.C. directing the respondent to register the FIR against one Darshna Bhardwaj.

2. Affidavit of the respondent has been filed in the Court. The same is taken on record. Registry is directed to scan the same and place it at appropriate place.

3. It is submitted by learned counsel appearing for the respondent and it is also reflected in the record that the said order was challenged before this Court by filing ***CRM-M-16670-2022 titled as M/s Darshana Bhardwaj and others Versus CBS Memorial Sr. Sec. School and another*** and in that criminal miscellaneous petition, this Court, vide order dated 22.04.2022 had stayed the operation of the order dated 31.03.2022 passed by the Magistrate. Ultimately, the said criminal miscellaneous petition was

dismissed by this Court, vide order dated 30.08.2022. However, copy of said order was not readily available with the respondent or to the parties. Copy of said order was ultimately received in the Court of Chief Judicial Magistrate, Charkhi Dadri on 01.02.2023. However, learned counsel for the respondent has submitted that since the respondent had already come to know of the dismissal of said criminal miscellaneous petition, therefore, the respondent had downloaded the copy of said order in January 2023 itself and accordingly, FIR No.11 dated 16.01.2023 under Sections 166, 167, 465, 467 and 471 IPC at Police Station City Dadri was registered by him. Moreover, the respondent, who is present in the Court, has expressed his unconditional apology for inadvertent delay in compliance of the order.

4. In view of the above, this Court does not find it appropriate to proceed further in the matter.

5. Dismissed.

(RAJBIR SEHRAWAT)
JUDGE

13.03.2024
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No