

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51843-2023
DECIDED ON: 16.04.2024

PAWAN KUMAR
.....PETITIONER
VERSUS
STATE OF PUNJAB AND OTHERS
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Gourav Goel, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court under Section 482 Cr.P.C. has been invoked seeking directions to respondent no.2 for handing over the inquiry of complaint dated 09.09.2023 to some senior police officer of the District not below the rank of Superintendent of Police.
2. Status report filed by way of an affidavit of Mohit Kumar Singla, PPS, Deputy Superintendent of Police, Sub-Division Bassi Pathana is taken on record. Copy thereof, has been supplied to the counsel for the petitioner.
3. Para Nos. 4 to 6 of the status report is relevant, which reads thus:-

“4. That the matter in the said applications was inquired by the SHO, Police Station Bassi Pathana. During the course of the inquiry, the petitioner came present and recorded his statement dated 08-09-2023 before the Inquiry officer to the effect that his application shall be read as his statement. True translation of the statement of the petitioner dated 08-09-2023 is Annexure R1/T.

5. *That after a thorough inquiry into the matter of the said applications, the inquiry report was prepared by the deponent, in which it has been mentioned that the inquiry conducted by the SHO, P.S Bassi Pathana concluded that the petitioner wanted to misappropriate the ornaments, given by respondent no.5 Gaurav Kumar to the petitioner, at the time of engagement of the daughter of the petitioner with the respondent no.5. It was found that there is no truth in the applications given by the petitioner. Therefore, it was recommended by the SHO, P.S Bassi Pathana to consign the applications to the record room. True translation of report dated 04-02-2024 of SHO, P.S Bassi Pathana is Annexure R2/T. Having agreed with the report of SHO, P.S Bassi Pathana, the inquiry report dated 18-03-2024 was sent by the deponent before the Senior Superintendent of Police (SSP), Fatehgarh Sahib. Thereupon, the SSP, Fatehgarh Sahib approved the inquiry report and consigned the same to the record room vide endorsement dated 06-04-2024 on the said inquiry report. True translation of inquiry report dated 18-03-2024 is Annexure R3/T.*

6. *That the contentions of the petitioner to the effect that his statement has not been recorded properly are false and hence denied. It is further wrong that respondent no.3 is not conducting the inquiry properly, impartially and fairly. It is submitted that inquiry in the matter of the applications has been thoroughly inquired into in an impartial manner and after hearing both the parties the inquiry report has been prepared."*

4. In view of the afore-said status report, it is crystal clear that the grievance of the petitioner stands addressed and no further action is required to be taken in the present petition.

5. Accordingly, the present petition is disposed off, as having been rendered infructuous.

(SANDEEP MOUDGIL)
JUDGE

16.04.2024
Sham

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