



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-56018-2023
DECIDED ON: 28.11.2024

ARVIND PAL SINGH CHAWLA
.....PETITIONER

VERSUS

STATE OF UT CHANDIGARH AND ORS.
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Harish Chhabra, Advocate
for the petitioner.

None for respondent/UT, Chandigarh.

Ms. Varsha Sharma, Advocate for respondents No.6 & 7.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., for issuance of direction to respondents No.1 & 2 to conduct fair and impartial investigation into the complaint dated 18.08.2023 (Annexure P-3) moved by the petitioner against respondents No.3 to 7.

Learned counsel for respondents No.6 & 7 has made reference to the status report dated 07.12.2023 filed by way of an affidavit of SDPO Charanjit Singh, UT, Chandigarh (Annexure R-1) vide which the allegations levelled against the official respondents have been found to be false and baseless with the observation that it could not be substantiated during the course of inquiry and recommended to file the complaint filed by the petitioner.

Learned counsel for the petitioner would argue that investigation in the matter neither fair nor transparent, as material evidence in the form of CCTV footage recorded in the instant case itself is sufficient evidence to register the FIR and to conduct the investigation thereafter, but said evidence alongwith other material is being ignored by the Investigating Officer.

Be that as it may, once the investigation is concluded, the petitioner does not want to press this petition further, which has been rendered infructuous.

However, the petitioner seeks liberty to take other legal remedial measures to challenge the said inquiry report in accordance with law including the remedy available under Section 175(3) of BNSS, 2023.

In the aforesaid terms, the present petition is disposed of.

28.11.2024

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(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>