

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

2024:PHHC:148761



Criminal Misc. M. No. 55805 of 2024 (O&M)
Date of Decision: 11.11.2024

Ramesh Kumar

.....Petitioner

versus

State of Haryana and others

.....Respondent

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE

Present : Mr. Shiv Kumar Rana, Advocate, for the petitioner.

Mr. Deepak Balyan, Addl. Advocate General, Haryana.

SHEEL NAGU, CHIEF JUSTICE (Oral)

The grievance of the petitioner who happens to be the complainant is that despite informing about commission of cognizable offences, the concerned police officials have not lodged the FIR.

2. Learned counsel for the petitioner submits that the petitioner wants action to be taken against respondents No. 7 to 10 with regard to the commission of alleged offences in accordance with law.

3. The Bharatiya Nagarik Suraksha Sanhita (BNSS) 2023 provides for ample remedy to the petitioner-complainant arising out of the cause of non-registration of case as well as non-conduction of investigation in a free, fair and expeditious manner. The provision of Section 156(3) of the Code of Criminal Procedure (Section 175 of BNSS) and Section 200 of Code of Criminal Procedure (Section 223 of BNSS) can very well be invoked by the complainant by filing an application before the Magistrate of the area concerned.

4. The petitioner does not appear to have availed either of the aforesaid remedies.
5. In view of the above, this Court declines interference and relegates the petitioner to avail the aforesaid remedies before the Magistrate of the area concerned.
6. With these observations, the petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

11.11.2024

ravinder

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