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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(CRL) 2020/2024 & CRL.M.A. 19615/2024,
CRL.M.A. 19616/2024

KIRAN BHASIN

.....Petitioner

Through: Mr. Karan Suneja, Adv.

versus

STATE OF HARYANA

.....Respondent

Through: Mr. Sumit Kumar Sharma,
Panel Counsel with Mr.
Vaibhav Yadav, Adv.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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08.07.2024

1. The present petition is filed seeking quashing of the notice dated 04.07.2024, issued to the petitioner by Ambala City Police Station.
2. The learned counsel for the petitioner submits that under Section 160 of the CrPC, a police officer can require the attendance, by an order in writing, of only such a person who resides within his jurisdiction or any adjoining station.
3. He submits that the issue is no longer *res integra* and has been decided in many cases.
4. The learned counsel for the respondent / State of Haryana, submits that the notice was issued on 04.07.2024, requiring the petitioner's attendance on 05.07.2024.
5. He submits that the notice does not survive and any action that would be taken in future would be in accordance with the applicable law.
6. *Prima facie*, there is merit in the argument raised by the



learned counsel for the petitioner that the police officers of Ambala City Police Station have no jurisdiction to seek attendance of a person, exercising power under Section 160 of the CrPC, if the person does not reside within the local limits or the adjoining area.

7. However, as stated by the learned counsel for the respondent, the notice itself does not survive. In view of the same, this Court does not consider it apposite to pass any further directions at this stage.

8. The present petition is, therefore, disposed of in the aforesaid terms.

9. The petitioner is at liberty to file appropriate proceedings in case any such notice is received in future or in case any grievance remains.

AMIT MAHAJAN, J

JULY 8, 2024

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