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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-4497-2025 (O&M)
Date of Decision: 27.01.2025

Veer Pal

....Petitioner

Versus

State of Haryana and others

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Dr. Rau P.S. Girwar, Advocate, for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 528 of BNSS for directing respondents No.1 and 2 to initiate legal action against respondent No.3.

2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is seeking a direction to the respondent-State that an action be taken against respondent No.3 who was the DSP and did not conduct the investigation properly and in this regard, representation (Annexure P-6) was given to the concerned authority but no action has been taken by the concerned authority i.e. Additional Chief Secretary to Government of Haryana, Department of Home Affairs.

3. I have heard the learned counsel for the petitioner.

4. It is a case where the petitioner is seeking a direction from this Court that an action be taken against respondent No.3 because the representation (Annexure P-6) was not considered by the concerned authorities.

However, a perusal of Annexure P-6 would show that the same does not relate



at all to respondent No.3 but it relates to somebody else who was also one of the officers in the investigation and against whom rather a punishment order was passed. Even otherwise also, the provisions of Section 528 of BNSS have been invoked, whereas a direction has been sought against the administrative authorities. This Court is of the considered view that the provisions of Section 528 BNSS cannot be invoked for seeking a direction against the administrative authorities for taking disciplinary action and even otherwise also, on this ground the present petition is liable to be dismissed.

5. Therefore, this Court is of the considered view that the present petition is totally misconceived and the same is hereby dismissed.

27.01.2025

rakesh

(JASGURPREET SINGH PURI)

JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No