



**117 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-4849-2025 (O&M)

Date of Decision: 29.01.2025

PARMINDER SINGH ALIAS PARAMJIT SINGH

...Petitioner

V/S

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mohit Sadana, Advocate
for the petitioners.

Mr. Subhash Godara, Addl. A.G., Punjab.

Mr. Anmol Puri, Advocate
for respondent No. 4.

HARPREET SINGH BRAR J. (Oral)

1. Prayer in the present petition filed under Section 528 of BNSS is for issuance of appropriate directions No. 1 to 3 to ensure that petitioner may not be harassed by the police officials for any undue reason and threats of false implication shall not be given to him.

2. Learned counsel for the petitioner *inter alia* contends that petitioner is being harassed by the jurisdictional police authorities as on 04.12.2024 the petitioner was called and illegally detained by two police officials. The petitioner is living under the jurisdiction of Police Station Gate Hakiman and the police officials who detained the petitioner are from the police station B Division and further on 05.12.2024, the police officials took him to *Suvida Kendra* and obtained his signatures on some blank papers and now Sukhpal Singh had given a complaint on 12.12.2024 to the Commissioner of Police, Amritsar by falsely alleging that petitioner has defrauded the aforementioned person on the promise of providing franchise of KFC.

3. Per contra, learned counsel for respondent No. 4 submits that



petitioner has cheated respondent No. 5 and in this regard the jurisdictional police authorities are performing their statutory duties by examining the veracity of the allegations and he further submits that in view of the ratio of law laid down by Hon'ble Supreme Court in ***Lalita Kumari Vs. Govt. Of UP and Others 2013(4) RCR (Crl.) 979***, in allegations of economic offences, the jurisdictional police authorities are bound to conduct a preliminary inquiry.

4. Learned State counsel submits that notice under Section 41 Cr.P.C. was issued to the petitioner in connection with investigation pertaining to the complaint made by respondent No. 4 and the jurisdictional police authorities are conducting investigation in a fair and impartial manner and the present petition has been filed only to put pressure on the jurisdictional police authorities to not to examine the veracity of the allegations made against the petitioner and the present petition is totally misconceived one.

5. Having heard learned counsel for the parties and without commenting further on the merits of the case, the present petition is disposed of and respondent No. 2 is directed to have the claim of the petitioner and counter claim of respondent No. 2 dispassionately examined through some senior police officer posted in the District Police and take action strictly in accordance with law.

(HARPREET SINGH BRAR)
JUDGE

29.01.2025
Ajay Goswami

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