



CRM-M-12516-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-12516-2025

Decided on : 29.04.2025

SUNNY KOCHAR

.....Petitioner

Versus

STATE OF PUNJAB AND ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Ms. Ishani Goyal, Advocate
Mr. S.S. Swaich, Advocate for the petitioner.
(through video conferencing)

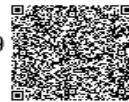
Mr. Amandeep Singh, DAG, Punjab.

SANJAY VASHISTH, J.

1. Present petition has been filed under Section 528 of BNSS, seeking issuance of appropriate order or direction to respondents No.1 to 3 for initiating disciplinary action against the erring officers (respondent No.4) for not registering FIR, despite the disclosure of cognizable offences in the complaint and instead, holding inquiry by examining witnesses.

2. After issuing notice to the respondents, respondent/State has filed status report by way of affidavit of Rishabh Bhola, IPS, Assistant Commissioner of Police, North Amritsar. Paragraph No. 7 and 8 of status report says as under:

“7. That the deponent most respectfully submits that based on the thorough enquiry conducted, it was revealed in the enquiry report conducted by Maninderpal Singh, PPS, the then Assistant Commissioner of Police, North, Amritsar that the present petitioner Sunny Kochar and respondent No. 7-Pushdeep Singh Kochar are real brothers, they have monetary dispute with respect to their company Kochar Sungup Acrylic Limited, village



Bala Chak, near Goalwar Railway Station, Tarn Taran road, Amritsar, due to which both the parties used to give applications against each other with exaggerated allegations and civil suits in this respect are already pending for consideration in the learned Civil Courts. Hence, the predecessor of the deponent had submitted his detailed enquiry report dated 06.01.2025 to the Commissioner of Police, Amritsar wherein recommendation was made to consign the aforementioned applications to record room. Therefore, these representations have been consigned to record room. The enquiry report by Maninderpal Singh, PPS, the then Assistant Commissioner of Police, North, Amritsar is annexed herewith as Annexure R-1/T for kind perusal of this Hon'ble Court.

8. That it is respectfully submitted that keeping in view the totality of the facts and submissions made hereinabove, it is evident that a thorough enquiry has been conducted in a fair and impartial manner by the then Assistant Commissioner of Police, North, Amritsar qua the representations given by the present petitioner Sunny Kochar. Based on the thorough enquiry conducted, it was revealed that the petitioner Sunny Kochar has family business dispute with the private respondents for which civil suits are already pending for consideration in the learned Civil Courts, at Amritsar; hence no cognizable offence was found to be made out with respect to the facts mentioned in his all the representations given by the petitioner. Therefore, the representations given by the petitioners have been consigned to record room after conducting a thorough enquiry by the predecessor of the deponent. Moreover, the respondent No. 4-SHO PS Civil Lines, Amritsar has not conducted enquiry qua the aforementioned representations of the petitioner or qua the representation Annexure P/1 in particular.

Hence, the present status report is being filed for kind consideration of this Hon'ble Court and the deponent undertakes to comply with the order or direction which this Hon'ble Court may please to pass in the facts and circumstances of the case.”

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3. In view of the stand taken in the status report that no criminal and cognizable offence is made out, this Court is not required to issue any specific direction, therefore, prayer made in the present petition is hereby declined.

4. However, liberty is granted to the petitioner to resort to any other alternative remedy available to him before appropriate forum, for redressal of his grievance, in accordance with law.

29.04.2025*rashmi***(SANJAY VASHISTH)
JUDGE**

Whether Speaking/Reasoned: **YES/NO**
Whether Reportable: **YES/NO**