

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

2025:PHHC:056519



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CRM-M-20998-2025 (O&M)

Date of Decision: 01.05.2025.

Palwinder Singh

...Petitioner.

Versus

State of Punjab and others

...Respondents.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. Abdul Aziz, Advocate for the petitioner.

SUKHVINDER KAUR, J. (Oral)

Prayer in the instant petition filed under Section 528 of BNSS, 2023 is for issuance of direction to respondents No.2 and 3 to record the version of the petitioner as cross case against the respondent No.5 to 8 in case bearing FIR No.118 dated 11.03.2025, under Sections 333, 118(2), 191(3), 190 and 351(3) of BNS, registered at Police Station Goindwal Sahib District Tarn Taran.

Learned counsel for the petitioner has inter alia contended that the private respondents inflicted injuries on the person of the petitioner, but instead of taking any action against them, respondent No.3 has lodged false and frivolous case against the petitioner. He has contended that respondent No.5 had made objectionable video of wife of the petitioner and respondents No.5 to 7 committed rape upon her by blackmailing her and they also kidnapped the daughter of the petitioner. Despite reporting of the matter to the police, nothing was done. He has further contended that when the petitioner along with other respectable persons of the village went to the house of respondent No.6, where all the respondents were present and the petitioner raised his grievance, then

they gave severe beatings to the petitioner and left arm of the petitioner was fractured, but no case was registered against the private respondents. He urged that in order to create defence private respondents manipulated injuries and got false case registered against the petitioner, whereas the petitioner had not caused any injuries to the respondents. He has contended that the petitioner was admitted in civil hospital but the police in connivance with the private respondents, has not recorded any statement of the petitioner. A representation bearing No.324/PP dated 27.01.2025 was given to respondent No.2 by wife of the petitioner for taking action against the private respondents but nothing was done. He has contended that respondent No.4 is openly helping the private respondents and is threatening the petitioner and his family members at their instance. The life and liberty of the petitioner and his family members was in danger at the hands of the private respondents.

The grievance of the petitioner is that the cross version case was not registered as per the allegations levelled by the petitioner, with regard to inflicting injuries by the private respondents on his person.

Perusal of the petition reveals that no complaint/ application was ever filed by the petitioner to the authorities concerned qua the allegations as levelled in the present petition against the private respondents. Otherwise also, when the efficacious alternative remedy is available to the petitioner, which has not been exhausted, then the present petition is not maintainable and is disposed of accordingly.

(SUKHVINDER KAUR)
JUDGE

01.05.2025.

Komal

Whether speaking/reasoned?	:	Yes/ No
Whether reportable?	:	Yes/ No