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

CRWP-5039-2025

Date of Decision: 16.05.2025

Dalbir Singh Sehti and another

..... Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Veneet Sharma, Advocate, for the petitioners.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for protecting the life and liberty of the petitioners at the hands of respondent No.5 in connivance with respondent No.6 on the basis of false and frivolous complaint which has been inquired into by respondent No.3 and affirmed by respondent No.2, which was found to be baseless.

It has been submitted by learned counsel for the petitioners that the petitioners are being repeatedly harassed by respondent No.6 by way of filing false and frivolous complaint. He submits that earlier also respondent No.6 filed a complaint in which enquiry was carried out by respondent No.3 i.e. Additional Deputy Commissioner of Police, City-3, Amritsar City, Amritsar, vide his report dated 21.10.2021. He submits that on the enquiry conducted, the allegations made in the complaint were found to be false and baseless and this report was accepted by respondent No.2 i.e. the Commissioner of Police, Amritsar. He submits that despite the enquiry having been concluded, again second enquiry has been initiated only in order to harass the petitioners. He submits that as per the settled proposition of law, multiple enquiries on the same cause of action, cannot be conducted.



Notice of motion.

Mr. Tarun Aggarwal, Addl. A.G., Punjab, accepts notice on behalf of the State. On instructions from SI Balraj, he has submitted that the enquiry dated 21.10.2021 as contended by counsel for the petitioners, was not brought to their knowledge. Now for carrying out fresh enquiry, SI Balraj has submitted that the enquiry already conducted would be taken into consideration and the necessary decision would be taken within a period of one month from today.

After hearing learned counsel for the parties and perusing the record, it is evident that the enquiry dated 21.10.2021 is not under dispute as the same has been conducted by respondent No.3 and accepted by respondent No.2. Thus, the present petition is disposed of with direction to the State to take into consideration the earlier enquiry conducted, and conclude the same within a period of one month from today as undertaken above. If, presence of the petitioner is required for the enquiry, he would be issued a notice for joining the same.

(RAJESH BHARDWAJ)

JUDGE

16.05.2025

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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No