



CWP-15190-2018

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

(205)

CWP-15190-2018

Date of Decision : 18.03.2025

Bawa Harbans Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Alankar Narula, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab
for respondents No.1 to 5.

Mr. Sidharth Maini, Advocate
for respondents No.6 and 7
(through video-conferencing).

KULDEEP TIWARI, J.(ORAL)

1. Through the instant petition, cast under Article 226 of the Constitution of India, a challenge is thrown to the order dated 22.02.2018 (Annexure P-13), passed by the Punjab State Commission for Non-Resident Indians (respondent No.2), wherethrough, the complaint of the petitioner was dismissed, with the observations that the petitioner has failed to substantiate the allegations.

2. What surfaced from the perusal of the complaint is that the petitioner wants to take criminal action against the private respondents No.6 and 7. Learned counsel for the petitioner submits that the petitioner was unable to substantiate his complaint, on account of non production of the original partnership deed, and the same is now being placed before this Court, as



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Annexure P-2, therefore, in pursuance of the Annexure P-2, the respondent No.2, is required to re-examine the complaint, so preferred by the petitioner.

3. This Court has considered the submissions, as made by the learned counsel for the petitioner.

4. Learned counsel for the petitioner, although is unable to point out any perversity or illegality, as in the absence of documents, the respondent No.2, has rightly observed that the allegations remain unsubstantiated. Therefore, at this stage, by placing on record such documents, this Court cannot set aside the order passed by the respondent No.2, specifically, when the petitioner has an alternate remedy to approach the learned Illaqa Magistrate concerned, for the grievance as raised before the respondent No.2.

5. Consequently, the instant writ petition is **dismissed**.

6. However, the liberty is extended to the petitioner, to approach the Illaqa Magistrate concerned, for redressal of his grievance, if any.

7. The Registry is directed to return the original partnership deed (Annexures P-2 and P-3), to the petitioner, after retaining the photocopy of the same in the record.

(KULDEEP TIWARI)
JUDGE

March 18, 2025
Manpreet

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