



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

110

CWP-24365-2024 (O&M)

DATE OF DECISION : 6th FEBRUARY, 2025

Sahib Singh

.... Petitioner

Versus

State of Punjab and another

.... Respondents

**CORAM : HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SUMEET GOEL**

* * *

Present : Mr.Gursimran Singh Madaan, Advocate
for the petitioner.

Mr.Saurav Khurana, Additional Advocate General, Punjab.

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SHEEL NAGU, CJ. (Oral)

1. The only ground to challenge the order dated 31.07.2024 (Annexure P-14), which is a recommendation made against the petitioner ASI Sahib Singh for registration of FIR, is that the said recommendation was made by the Punjab State Human Rights Commission without affording a reasonable opportunity of being heard in terms of Section 16 of the Protection of Human Rights Act, 1993.

2. Learned counsel for the State, however, submits, after seeking instructions, that pursuant to the aforesaid directions in the interlocutory order, FIR No.26 dated 04.02.2025 has already been registered at Police Station Dera Bassi, District SAS Nagar.

3. Learned counsel for the petitioner, however, submits that no notice had been issued to the petitioner prior to the recommendation by



the Commission, but the relevant and pertinent documents required for defending the petitioner before the Commission, were not supplied.

4. However, what restrains this Court from finally deciding this matter on its merits is the revelation made by the learned counsel for the petitioner that the said case is still pending consideration before the Commission and the impugned order (Annexure P-14) is of interlocutory nature.

5. As such, this Court is of considered view that an application under Section 151 of the CPC for recalling the interlocutory order (Annexure P-14) can always be made by the petitioner before the Commission for which the petitioner is extended liberty.

6. The present petition is disposed of in the above terms.

**(SHEEL NAGU)
CHIEF JUSTICE**

6th February, 2025
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**(SUMEET GOEL)
JUDGE**

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>