

S. No.116

2025:PHHC:113097



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

CRM-M-46458 of 2025

Date of Decision:26.08.2025

Sunil Sood

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present:- Mr. Rajesh Punj, Advocate for the petitioner.
Mr. Gorav Kathuria, DAG, Punjab.

Yashvir Singh Rathor, J. (Oral)

This petition has been filed under Section 528 of Bharatiya Nagrik Suraksha Sanhita 2023 (BNSS) for directing respondents No.6 and 7 not to force respondents No.1 to 5 to register FIR against the petitioner. A co-ordinate Bench of this Court in CWP No.861 of 2023 titled **Sunit Dutt Verma Vs. National Commission for Scheduled Castes and others** decided vide judgment dated 08.07.2025 has held that National Commission for Scheduled Castes cannot issue directions for registration of FIR and such a direction can be considered only as recommendatory in nature. It was further directed that the concerned authorities may consider such recommendation and take independent action thereon in accordance with law.

Upon notice, the State Counsel has appeared. Both the parties have been heard and material placed on the file has been perused.

In the present case also, petitioner has an apprehension that respondents No.6 and 7 who are the Chairman and Member of Punjab State Scheduled Castes & Scheduled Tribes Commission are forcing respondents No.1



to 5 to register an FIR against the petitioner under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, but no such direction can be issued. Accordingly, in the light of decision in **Sunil Dutt Verma’s case (supra)**, it is directed that any such direction issued by respondents No.6 and 7 shall be considered as a recommendation and authorities shall take independent action thereon in accordance with law.

Petition is disposed of.

(Yashvir Singh Rathor)
Judge

August 26, 2025
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Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No