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CRM-M-62858-2025

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2025 PUNJ. 156502



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

CRM-M-62858-2025

Date of decision: 11.11.2025

RAJESH KHANNA AND ANR.

....Petitioners

Versus

STATE OF HARYANA

....Respondents

CORAM:- HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL

Present:- Mr. Tejas Bansal, Advocate and
Mr. Ojas Bansal, Advocate for the petitioner.

.....

RUPINDERJIT CHAHAL, J. (ORAL)

Instant petition under Section 528 BNSS, 2023 has been filed seeking directions for expeditious disposal of miscellaneous applications both dated 11.08.2025 (Annexure P-6 and P-8) filed before the learned Additional Chief Judicial Magistrate, Sirsa expeditiously and in a time bound manner.

The brief facts of the case are that an FIR bearing No.298 dated 08.08.2024 under Sections 318(2) and 316(2) BNS was registered against the petitioners at P.S. Sirsa Sadar, District Sirsa on the allegations that the petitioners embezzled the goods of Mahalakshmi Rice Mill in which the complainant was a partner. During the course of investigation, the investigating agency wrote a written application to M/s Star Agri Warehousing and Collateral Management Ltd. where the stock of paddy belonging to the petitioners was lying, directing them to hold the entire stock of the petitioners. In furtherance, the sole proprietary concerns of the petitioners received intimation dated 28.07.2025 from the aforesaid warehousing company asking the petitioners to take necessary action to lift



their respective stock of paddy being a perishable commodity as it was at a risk of spoilage and quality degradation (Annexure P-4 and P-5).

In pursuance of the intimation letter(s) dated 28.07.2025 the petitioners No.1 and 2 filed two separate applications dated 11.08.2025 (Annexure P-6 and Annexure P-8) before learned Additional Chief Judicial Magistrate, Sirsa for issuance of necessary directions to release/de-hold 3578 bags of paddy in favour of petitioner No.1 and 5048 bags of paddy in favour of the petitioner No.2. However, till date the applications are not decided. He further submits that the goods are of perishable nature and if not released, petitioners will suffer huge financial loss.

Learned counsel for the petitioners prays that the learned Additional Chief Judicial Magistrate, Sirsa be directed to decide the above applications dated 11.08.2025 (Annexure P-6 and P-8) expeditiously in a time bound manner as the commodity in question is perishable in nature and is at a high risk of spoilage and quality degradation.

Heard.

In view of the facts and circumstances of the present case, the present petition is disposed of with a direction to the concerned Court to make earnest endeavour to decide the applications of the petitioners dated 11.08.2025 (Annexure P-6 and P-8) at the earliest, strictly as per law.

Disposed of accordingly.

(RUPINDERJIT CHAHAL)
JUDGE

11.11.2025

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |