

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.12746 of 2026 (O&M)

Reserved on: 10.03.2026

Date of Decision :12.03.2026

Om Parkash Aggarwal

.....Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH

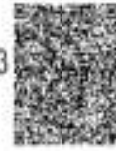
Argued by: Mr.Punit Malik, Advocate for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana.

SURYA PARTAP SINGH, J. (Oral):

The instant petition under Section 528 of 'Bharatiya Nagrik Suraksha Sanhita 2023', hereinafter being referred to as 'BNSS' only, has been filed for a direction to the respondent to decide the criminal revision petition bearing CRR No.100 of 2025, titled as 'Om Parkash Aggarwal Vs. Rajender Kumar Jain', in a time bound manner.

2. It has been contended by learned counsel for the petitioner that the petitioner is an eighty two years old person, who had approached the Court for direction to the police to lodge the FIR with regard to an offence which was committed in the year 2023. As per learned counsel for the petitioner, the petitioner, who is victim of cheating had initially approached the police for the registration of FIR but when police did not take any action he filed a complaint in the Court of learned Judicial Magistrate Gurugram, wherein an application was moved for a direction to the police to register the FIR. As per learned



counsel for the petitioner the Court of learned Judicial Magistrate failed to take a decision for a period of more than one year and ultimately dismissed the application on 06.02.2025. It has been further contended by learned counsel for the petitioner that the above mentioned order dated 06.02.2025 has been challenged by the petitioner in the Court of Sessions by way of revision petition, which is being dealt with by the Court of learned Additional Sessions Judge, Gurugram. According to learned counsel for the petitioner a period of more than one year has elapsed but the above mentioned revision petition has not been decided yet, and the above mentioned delay is causing irreparable loss to the petitioner, who otherwise being an old aged person has got a preferential right of being heard.

3. In view of above mentioned contentions the learned counsel for the petitioner has urged for a direction to the learned Additional Sessions Judge, Gurugram, dealing with the revision petition, to dispose of the same in a time bound manner.

4. The record has been perused carefully.

5. In the present case the documents placed on record by the petitioner shows that the complaint was moved by the petitioner on 23.11.2023 and the application under Section 156(3) Cr.P.C. was decided by the learned Judicial Magistrate on 06.02.2025, i.e. after a gap of more than fourteen months from the date of filing of complaint/application. The record further shows that against the order dated 06.02.2025 the petitioner filed revision petition in the Court of Sessions on 06.03.2025 and the above mentioned revision petition has not been decided by the learned Court of Sessions.

6. Taking into consideration the fact that the issue with regard to



decision on application under Section 156(3) Cr.P.C. is a very small issue and that the petitioner being an eighty year old person has a right to be heard on preferential basis, the present petition is hereby disposed of with a direction to the learned Additional Sessions Judge, Gurugram, dealing with the abovesaid revision petition, to give preferential treatment to the revision petition preferred by the petitioner and decide the same, expeditiously by taking into consideration the guidelines meant for disposal of cases pertaining to old aged person/senior citizens. The learned Additional Sessions Judge, Gurugram is hereby directed to endeavour to dispose of the revision petition within two months from the next date fixed in the present revision petition.

7 With the above mentioned observations the present petition stands **disposed of** accordingly.

(SURYA PARTAP SINGH)
JUDGE

12.03.2026
Manoj Bhutani

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