



CWP-PIL-59-2026

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

CWP-PIL-59-2026

Date of decision: 13.03.2026

NIKHIL SARAF

....PETITIONER

Versus

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJIV BERRY**

Present: - Mr. Nikhil Saraf, Petitioner-in-Person.

Mr. Salil Sabhlok, Sr. DAG, Punjab.

SHEEL NAGU, C.J. (Oral)

1. The petitioner, who appears in person, has filed the present petition as a Public Interest Litigation (PIL), alleging a public cause that the investigation triggered by FIR No.0088 dated 10.09.2025 clearly alleges offences punishable under Section 108 and 61 (2) of BNS and has not alleged any other offences punishable under the IPC or any other criminal provisions and the investigation is not being conducted in free and fair manner.

2. The FIR was registered on 10.09.2025 and the investigation is still pending.

3. In the criminal jurisprudence prevailing in our country, the investigation is a unilateral process where the accused or the complainant does not have much say. It is only the jurisdictional police which is required to conduct the investigation in a free, fair and expeditious manner.



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4. The charge-sheet is yet to be filed and the possibility of further sections being added cannot be disputed.
5. In view of the above, the present petition appears to be premature and, therefore, is dismissed as such, as no cause for PIL is made out.
6. The petitioner, however, is always free to avail all possible remedies available in law under the BNSS or any other relevant provisions.

(SHEEL NAGU)
CHIEF JUSTICE

13.03.2026
kanika

(SANJIV BERRY)
JUDGE

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