



158

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

**CRM-M-20259-2026
Date of decision: 23.04.2026**

Mayank Jagwani**.....Petitioner**

versus

Union Territory Chandigarh and ors.**..... Respondents****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ*********

Present :- Mr. Preetinder S. Ahluwalia, Senior Advocate with
Mr. Prashant Sodhi, Advocate
Mr. Randeep Sachdeva, Advocate and
Mr. Satyam Aneja, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. PP, UT Chandigarh.

Mr. Jastej Singh, Advocate
for the complainant.

*********RAJESH BHARDWAJ, J. (Oral)**

1. Prayer in the present petition seeking quashing of the preliminary enquiry being conducted in furtherance to Complaint No.ICMS/2025/029350 dated 28.08.2025 (Annexure P-6) initiated by the respondent police authorities under Section 173(3) of the BNSS, 2023. Further the petitioner has also impugned three notices dated 05.02.2026 (Annexure P-9), 02.03.2026 (Annexure P-11) and 07.03.2026 (Annexure P-15) on three independent and equally fundamental grounds, each of which is by itself sufficient to render the said enquiry wholly without jurisdiction, unconstitutional, void ab initio and non est in law.



2. Learned Senior counsel for the petitioner has submitted that the petitioner has been falsely and frivolously implicated by the complainant in a clandestine manner. He has submitted that neither any cause of action has arisen in India nor any cause of action accrued to the complainant against the petitioner. He has submitted that even if any offence is made out, the UT police has no jurisdiction to entertain the complaint. He has submitted that the petitioner is residing in Croatia and the companies as alleged are also located in Croatia itself. He has submitted that the petitioner has been issued with an interim notice only to humiliate him. He has contended that *de hors* the allegations made, the petitioner is ready to join the enquiry being conducted by the UT police through video conferencing and his authorized representative would appear in person along with the record before the DSP/EOW Office, Sector-17, Chandigarh.

3. Notice of motion.

4. Mr. Sumit Jain, Addl. PP, UT Chandigarh has accepted notice on behalf of UT Chandigarh. He, however, has opposed the submissions made by learned counsel for the petitioner. He, on instructions from Insp. Kirpal Singh, DSP EO Wing, Chandigarh, has submitted that the UT Police has jurisdiction in the present case and only a preliminary enquiry has been initiated. However, despite repeated notices, the petitioner has not appeared. He has submitted that the petitioner be directed to appear for joining the investigation before DSP/EOW Office, Sector-17, Chandigarh through his authorized representative along with complete record on 01.05.2026.



5. Learned counsel for the complainant has also opposed the submissions made by learned counsel for the petitioner.
6. After hearing learned counsel for the parties and perusing the record, the present petition is disposed of with direction to the petitioner to join the investigation on 01.05.2026 through virtual mode and his authorized representative would appear in person along with the record on the said date before the DSP/EOW Office, Sector-17, Chandigarh. The enquiry would be conducted expeditiously as in accordance with law. However, parties would be at liberty to avail their remedies in case any further cause of action accrues.

23.04.2026
m. sharma

(**RAJESH BHARDWAJ**)
JUDGE

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