



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-22727-2024(O&M)

Date of decision: 04.02.2026

Satnam Singh and another

..Petitioner(s)

VERSUS

State of Punjab and others

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. H.S. Batth, Advocate for the petitioner(s).

Dr. (Ms.) Savi Nagpal, AAG Punjab.

Mr. Shubham Pathania, Legal Aid Counsel,
for respondent No. 2 and 3.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant petition has been filed seeking quashing of FIR bearing No.55 dated 11.03.2023 registered under Sections 353/186/332 of the Indian Penal Code, 1860 at Police Station Lambi, District Sri Muktsar Sahib and all the subsequent proceedings arising therefrom.

2. The core argument which has been raised by the learned counsel for the petitioners is to the effect that in the matters pertaining to offence under Section 186 of the Indian Penal Code, 1860, cognizance could not have been taken by the Court, except on a complaint in writing by the person concerned or the authority to whom such person is subordinate.

3. Counsel for respondents No.2 and 3 submits that the proposition of law in this regard is not disputed and has been reiterated by the Hon'ble Supreme Court in the judgment of *Devendra Kumar Vs. The*

State (NCT of Delhi) and another reported as 2025 INSC 1009.

4. Having heard counsel for the petitioners at length and on going through the documents appended alongwith the present petition, it is evident that the issue involved in the present case has been extensively dealt with by the Supreme Court in the matter of ***Devendra Kumar Vs. The State (NCT of Delhi) and another reported as 2025 INSC 1009.***

5. The said judgment has also been relied upon by this Court in ***CRM-M-66839-2025*** titled as '***Jagdish Singh Vs. State of Punjab***' decided on 09.01.2026.

6. Consequently, while the prayer of the petitioners for seeking quashing of FIR bearing No.55 dated 11.03.2023 registered under Sections 353/186/332 of the Indian Penal Code, 1860 at Police Station Lambi, District Sri Muktsar Sahib is ***declined***, it is held that the cognizance of offence can only be taken by a Court when a complaint is filed in terms of the statute. The petition is ***disposed of*** in terms of the directions as contained in the judgment passed by the Supreme Court in the matter of ***Devendra Kumar (supra)*** and by this Court on 09.01.2026 in ***CRM-M-66839-2025*** titled as '***Jagdish Singh Vs. State of Punjab***' and other connected cases.

The party aggrieved shall be at liberty to take recourse to appropriate procedure, if so advised.

(VINOD S. BHARDWAJ)
JUDGE

04.02.2026

Mangal Singh

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