



CWP-PIL-67-2026

-1-

116

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

CWP-PIL-67-2026

Date of decision : 14.05.2026

Gurdev Chand

.....Petitioner

Versus

State of Punjab and others

.....Respondents

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

Present: Ms. Amandeep Kaur, Advocate,
for the petitioner.

Mr. Chanchal K. Singla, Addl. Advocate General, Punjab
(arguing counsel) and
Ms. Kavita Joshi, Advocate,
for the respondents – State of Punjab.

Mr. Arun Khurmi, Advocate,
for respondent No.6.

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. This PIL has been filed challenging inquiry reports dated 26.02.2024 (Annexure P-3); and 10.06.2025 (Annexure P-5) conducted by DSP, Vigilance Bureau, Punjab; and Additional Deputy Commissioner, Urban Development, Bathinda, respectively.

2. In sum and substance, prayer of the petitioner is for registration of a cognizable offence on complaint made by the petitioner, which led to conduction of aforesaid inquiry.



CWP-PIL-67-2026

-2-

3. It is settled law by the Five Judge Constitution Bench of the Apex Court [Please see : *Lalita Kumari Vs. Govt. of U.P. and others, (2014) 2 SCC 1*] that in case a complaint is made by a person (even a stranger) alleging commission of cognizable offence(s), and if the first information furnished to the police discloses that cognizable offence has been committed, the concerned police is obliged to register the FIR, without going into veracity of the allegations.

4. However, filing of this PIL is superfluous, since the petitioner can always avail remedy before jurisdictional Magistrate by filing an application u/s 175 (3) of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 [u/s 156 (3) Cr.P.C.].

5. With the aforesaid liberty, the petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

May 14, 2026
narotam

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