

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

**CRM-M No. 26291 of 2019
Date of Decision:-31.07.2019**

Roshan Bawa

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Petitioner in person.

MANOJ BAJAJ J.(Oral)

Petitioner-Roshan Bawa has filed this petition under Section 482 of Code of Criminal Procedure for issuance of directions to the official respondents to register the FIR in complaint/application No.2201 dated 30.10.2018 against the private respondents and further prayer has been made for quashing the second investigation report dated 23.03.2019 (Annexure P-18).

The petitioner has contended that his brother-in-law namely, Rajiv Sareen died on 08.06.2011 and after that certain claim amounts against the insurance policies were obtained by Smt. Ramesh Kumari and her daughter Anju Sareen (mother-in-law & sister-in-law of the petitioner respectively).

During the course of arguments, petitioner has not disputed the

fact that no wrongful loss has been caused to him. However, it is pointed out by him that the insurance companies namely, ICICI Prudential Life Insurance Company Ltd. and HDFC Life Insurance Company Ltd. had made the payments of claims to the beneficiaries. The petitioner has not disputed that insurance companies have separately given a complaint in this regard. The petitioner was confronted with the maintainability of his complaint particularly when no loss has been suffered by him, and in response he submitted that the fraud has been committed by the accused persons against the insurance companies. Further, a perusal of Annexure P-18 i.e. enquiry report submitted by Superintendent of Police (Head Quarter), Gurdaspur reveals that it was under his (petitioner) handwriting all the claim forms were filled up, which were settled by the insurance companies.

At this stage, petitioner has pointed out that against impugned enquiry report (Annexure P-18) a detailed representation dated 05.06.2019 already stands submitted before Director General of Police, Punjab, which was received through diary No.2011/PA/DIR/BOI.

Since the petition is founded on disputed facts and the petitioner has recently placed his grievance through representation dated 05.06.2019 before the Director General of Police, Punjab, therefore this Court does not find any reason to invoke the inherent powers under Section 482 Code of Criminal Procedure, at this stage.

Dismissed.

July 31, 2019

rakesh

Whether speaking/reasoned

Whether Reportable

(MANOJ BAJAJ)

JUDGE

Yes / No

Yes / No