



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

**LPA-1620-2025 (O&M)
Date of Decision: 06.08.2025**

**BAWA HARBANS SINGH ... APPELLANT
VS.**

STATE OF PUNJAB AND OTHERS .. RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR**

Present: Mr. Prateek Gupta, Advocate,
Mr. Alankar Narula, Advocate, and
Mr. Subhash Gulati, Advocate (through V.C.)
for the appellant.

Mr. Maninder Singh, Additional Advocate General, Punjab.

ASHWANI KUMAR MISHRA, J. (ORAL)

CM-3971-LPA-2025

Prayer in the present application is for condonation of delay of
21 days in filing the present appeal.

For the reasons stated in the application, the same is allowed
and delay of 21 days in filing the present appeal is condoned.

LPA-1620-2025 (O&M)

1. This appeal assails order dated 18.03.2025 passed by learned
Single Judge in CWP15190-2018 filed by the appellant.
2. Learned Single Judge has refused to interfere in the matter on
the ground that the remedy available to the appellant to approach the
concerned Magistrate still subsists.

3. The allegations are made against respondents No. 6 and 7 on the ground that they have misused the partnership deed. The complaint before the Commission apparently was not entertained and the same was dismissed on 22.02.2018 as original partnership deed was not produced. It was this order which was challenged before the learned Single Judge.

4. Learned counsel for the appellant submits that the partnership deed shall now be produced and the matter be remitted to the Commission for fresh consideration.

5. We are not persuaded to interfere in the matter inasmuch as the scope and powers of the Commission are advisory in nature and for any action to be taken in the matter on the grievance raised, the appellant ultimately would have to pursue his remedy before the concerned Magistrate.

7. In the facts of the case, the remedy available to the appellant would be to approach the Illaqa Magistrate/Appropriate Forum in terms of Section 175 of Bharatiya Nagarik Suraksha Sanhita, 2023.

6. Dismissed accordingly.

(ASHWANI KUMAR MISHRA)
JUDGE

(ROHIT KAPOOR)
JUDGE

06.08.2025
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No