

Chandigarh Right to Service Commission

(Chandigarh Administration)

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No. PS/CRTSC/2026/23-27

Dated: - 11-02-2026

Revision Petition No. 05 of 2025-2026

Ms. Navjot Lehal

Vs.

**Station House Officers-cum-Designated Officers (under the Right to Service Act),
Police Station, Sector 03 and Police Station Sector 19, Chandigarh**

ORDER

Whereas the petitioner, Ms. Navjot Lehal through e-mail dated 24.07.2025 at 09.09.AM requested the SHO, Police Station, Sector 03, Chandigarh-cum-Designated Officer (under the Right to Service Act) to supply copy of FIR registered at the above said Police Station regarding grave cognizable offences of fraud, cheating criminal breach of trust with Government of India via recruitment scam in Cooperatives Societies Department, UT, Chandigarh.

2. The SHO, Police Station, Sector 03, Chandigarh-cum-Designated Officer (under the Right to Service Act) on the same day i.e. on 24.07.2025 at 06.06. PM vide e-mail informed the applicant that the complaint filed by her is presently under enquiry with ASI Jatinder Kumar, Police Station (North), UT, Chandigarh and he is in the process of collecting the complete record related to the complaint. It was also informed to the applicant that on completion of enquiry and compilation of relevant documents, a detailed report will be prepared and forwarded to the senior Officers for obtaining necessary approval to proceed in the matter.

3. On receipt of above-mentioned intimation from the SHO, PS-03, the petitioner, Ms. Navjot Lehal through e-mail dated 25.07.2025 filed first appeal before the SDPO (Central)-cum-First Appellate Authority (under the Right to Service Commission). The SDPO (Central) vide his order No. 01/RTSA/SDPO/Central, dated 08.08.2025, while referring the application dated 24.07.2025 submitted to the SHO/PS-03 and the first appeal dated 25.07.2025, disposed off the first appeal, the extract of the same is as under: -

"the information/status of the same has been obtained from SHO, Police Station Sector 03, Chandigarh and during enquiry it has been found that the recruitment in question was conducted by the office of the Registrar, Co-operative Societies, UT, Chandigarh, situated at Govt. Press Building, Sector 18-A, Chandigarh, which falls under the jurisdiction of Police Station Sector 19, Chandigarh. Hence you are hereby informed that the matter of your application/e-mail relates to Police Station Sector 19, Chandigarh, as the said office falls under the

jurisdiction of Police Station Sector 19, Chandigarh. So you may apply/approach to SDPO (East) Sector 26, Chandigarh for necessary action".

4. Thereafter, the petitioner, Ms. Navjot Lehal through e-mail dated 13.08.2025 requested the SHO, Police Station, Sector 19, Chandigarh-cum-Designated Officer (under the Right to Service Act) to supply copy of FIR registered at the above said Police Station regarding grave cognizable offences of fraud, cheating criminal breach of trust with Government of India via recruitment scam in Cooperatives Societies Department, UT, Chandigarh

5. As per Serial No. 267 of the Notification No. 28/67/1-IH (11)-2022/3946 dated 08.03.2022, the document sought by the petitioner was to be provided by the SHO, PS-19-cum-Designated Officer (under the Right to Service Act) within 01 hour from the submission of application by her. But the SHO, PS-19-cum-Designated Officer did not provide the service to the applicant within the stipulated time limit of 01 hour. Feeling aggrieved, the petitioner, preferred First Appeal before the SDPO (East)-cum-First Appellate Authority, (under the Right to Service Act) on 14.08.2025. The SDPO (East)-cum-First Appellate Authority, vide his order No. 01/RTSA/SDPO/East-cum-FAA/Chandigarh, dated 27/28.08.2025 disposed off the First Appeal. The extract of the same is as under: -

"In this regard, same has been marked to SHO/PS-19 for comments, and as per report of SHO/PS-19, the applicant has sought a copy of FIR in this regard. It is submitted that no FIR has been registered in the matter till date. The complaint is presently under preliminary inquiry and upon conclusion of the inquiry, if cognizable offence is made out FIR shall be registered and a copy thereof will be provided to the complainant within the prescribed time frame accordingly. Further, the requisite information is not available in the record of Police Station-19 at present, applicant is appraised about the facts of present status of her complaint. In view of above facts, it is submitted that the present appeal may kindly be disposed of at this stage."

6. Feeling aggrieved of the above said orders dated 27/28.08.2025 of the SDPO (East)-cum-First Appellate Authority (under the Right to Service Act), the petitioner on 08.09.2025 preferred Second Appeal before the SSP, UT Chandigarh-cum-Second Appellate Authority (under the Right to Service Act). The SSP-cum-Second Appellate Authority vide her Appeal Order No. D-38-44/UT/RTSA/SSP/SAA, dated 07.11.2025 dismissed the Second Appeal of the petitioner. The extract of the above-mentioned order dated 07.11.2025 is as under: -

"COMMENTS OF DESIGNATED OFFICER-CUM-SHO-PS-03: -

Comments of designated Officer-cum-SHO PS Sector 3 have been obtained who submitted that RTSA application of the appellant was received through online email dated 24.07.2025 for obtaining copy of FIR registered at Police Station Sector 3, Chandigarh qua complaint dated 03.06.2025. During the course of enquiry, it is found that matter related with complaint bearing No. ICMS/2025/023091 and the same was found relating to recruitment conducted by the office of Registrar, Cooperative

bearing Registration No. ICMS/2025/023091 submitted by the appellant. As appellant in herself asserted that she had filed ibid complaint as well as through this appeal wants the copy of FIR qua of her complaint as per the notified service No. 267. But this service is covered under notified service No. 269 instead of 267 and the time of disposal of complaint is 90 days as per amended notified service No. 269. However, from the reply of DO-cum-SHO/PS-19, it is clear that as the matter pertains to a recruitment process of Inspector Grade-II in the Cooperative Societies Department, UT Chandigarh. As per the SHO/PS-19, the vigilance angle of the matter is also required to be looked at regarding the involvement of Government Servants; therefore, the said complaint was transferred to the Worthy Chief Secretary-cum-Chief Vigilance Officer, UT Chandigarh, for taking further necessary action at their end.

In view of the above, it is evident that the SHOs of Police Station-03 and Police Station-19 had not denied the notified services; rather, the matter was duly forwarded to the Chief Secretary-cum-Chief Vigilance Officer for appropriate action at their end. Hence, there appears to be no lapse on their part in extending the notified service. Accordingly, the both appeals stand disposed of".

7. Feeling aggrieved of the above said order dated 07.11.2025 of the SSP-cum-Second Appellate Authority (under the Right to Service Act), UT Chandigarh, the petitioner filed Revision Petition dated 03.12.2025 in the Chandigarh Right to Service Commission under Section 10 of the Punjab Right to Service Act, 2011, as extended to the Union Territory of Chandigarh.

8. The Commission vide letter No. MS/CRTSC/2025/552, dated 08.12.2025 sought the parawise comments on the above said Revision Petition from the SSP-cum-Second Appellate Authority (under the Right to Service Act), UT Chandigarh, who furnished her comments vide letter No. D-67/UT/SSP/RTSA/SAA, dated 19.12.2025, the extract of which is as under: -

"From the perusal of the contents of appeal, application as well as record in hand, it is apparent that service sought by the appellant is covered under notified service No. 269 instead of 267 and, therefore, on her complaint lodge on ICMS portal vide No. ICMS/2025/023091, the time of disposal of complaint is 90 days as per amended notified service No. 269. Moreover, from the reply of DO-cum-SHO/PS-19, it is clear that as the matter pertains to a recruitment process of Inspector Grade-II in the Cooperative Societies Department, UT Chandigarh and thus the vigilance angle is involved into the matter; therefore the said complaint was transferred to the Worthy Chief Secretary-cum-Chief Vigilance Officer, UT Chandigarh for taking further necessary action at their end.

Complaint of the appellant was appropriately forwarded to vigilance department under intimation to her, vide letter No. C-25948/25/11480-81/UT/HAC dated 03.10.2025 for thorough investigation/inquiry at their end, i.e. well within the stipulated time-limit of 90 working days. Therefore, the claim/contention of the applicant with regard to denial of service under Right to Service Act by the DO-cum-SHO PS/19 is not sustainable therefore, instant revision petition liable to be dismissed".

9. After careful perusal/consideration of the facts of the Revision Petition, orders of the First and Second Appellate Authorities and the comments on the Revision Petition

Societies, UT Chandigarh at Govt. Press Building Hall No. 1, 1st Floor, Sector 18-A Chandigarh which falls under the jurisdiction of Police Station Sector 19, Chandigarh. Accordingly, complaint was sent to PS-19 Chandigarh for necessary action at their own end. Applicant was apprised about the same in reply to her 1st appeal and also advised to approach the office of SDPO/East in this regard".

"COMMENTS OF DESIGNATED OFFICER-CUM-SHO PS-19: -

Designated Officer-cum-SHO PS Sector 19 submitted that RTSA application of the appellant was received on 24.07.2025 for obtaining copy of FIR. Complaint bearing No. ICMS/2025/023091 was under preliminary enquiry stage at that time, and upon conclusion of the inquiry, if cognizable offence made out, then accordingly, FIR would be lodged. She further submitted that after the enquiry, it was found that the matter is relating to recruitment in Co-operatives Societies Department, UT Chandigarh. As vigilance angle is involved into the matter, therefore, the aforesaid complaint was sent to senior officer with the request to transfer the same to the CS-cum-CVO, UT Chandigarh for further course of action at their own end.

DECISION: -

I have gone through the application of the appellant, comments of Designated Officer-cum-SHO-03 & 19, Chandigarh vis-à-vis material available on record thoroughly which revealed that appellate Ms. Navjot Lehal D/o Sh. Gurmukh Singh Lehal sought copy of FIR registered at Police Station Sector 3 or 19, Chandigarh qua complaint dated 03.06.2025 under the Right to Service Act.

Appellant asserted that DO-cum-SHO/PS-3 failed to provide the copy of FIR (i.e. notified service No. 267) which was sought by her vide email dated 23.06.2025 and the said complaint contains cognizable offences pertaining to fraud, cheating and criminal breach of trust with Govt. of India via recruitment scam in Co-operative Societies Department. She also quoted SOP order dated 07.02.2014 directing all SHOs to register FIR immediately upon receiving a complaint relating to cognizable offence.

On the other side, SHO/PS-03 submitted that complaint in question bearing No. ICMS/2025/023091 addressed to W/Home Secretary, UT Chandigarh regarding recruitment scam in the office of Registrar, Cooperative Societies, UT Chandigarh at Govt. Press Building Hall No. 1, 1st Floor, Sector 18-A, Chandigarh. As the matter was found related to PS-19 therefore, complaint was transferred to Police Station Sector 19, Chandigarh for necessary action at their end.

Further, SHO PS-19, Chandigarh submitted that during enquiry of complaint bearing No. ICMS/2025/023091, it was revealed that the matter pertains to a recruitment of Inspector Grade-II in the Cooperative Societies Department, UT Chandigarh. As in this matter, vigilance angle is involved which required a comprehensive and specialized enquiry into the matter, thus, the complaint was sent to senior officers with a request to transfer the same to CS-cum-CVO, UT Chandigarh for further necessary action at their own end.

From the aforesaid submissions and upon perusal of available facts on records, it is evident that the core issue pertains to the non-registration of an FIR and the non-supply of its copy in respect of the complaint

furnished by the SSP-cum-Second Appellate Authority, the undersigned fixed the above said case for hearing on 09.01.2026 and issued the notice to the petitioner to be present in the Commission on the above said date.

10. The case was heard on 09.01.2026. The petitioner Ms. Navjot was present. During the course of hearing some technical/legal issues cropped up, with regard to cognizable or non-cognizable offences and also with regard to the applicability of service Nos. 267, 268 and 269 notified vide Chandigarh Administration's Notification No. 28/67/1-IH(11)-2022/3946, dated 08.03.2022, now replaced vide service Nos. 2, 3 and 4 vide Notification No. 28/67/1-IH(9)-2025/16702-16705, dated 09.12.2025 under the Right to Service Act. Accordingly, the case was fixed for further hearing on 21.01.2026. Notices were sent to the petitioner, Ms. Navjot Lehal and the SHOs-cum-DOs, Police Stations, Sector 03 and Sector 19. The Deputy District Attorney, Police Department, UT, Chandigarh was also directed to be present in the Commission on the above said date and time to assist the Commission.

11. The case was heard on 21.01.2026. Ms. Navjot Lehal, the petitioner. Shri Ashok Gautam, DDA, office of DGP, UT, Chandigarh, Inspector, Ms. Sarita Roy, SHO, Police Station, Sector 19-cum-Designated Officer and S.I., Shri Lakhvinder Singh, PS-03, on behalf of Inspector, Shri Narinder Patial, SHO, Police Station, Sector 03-cum-Designated Officer were present. During the course of hearing, Ms. Navjot Lehal, the petitioner stated that on 23.06.2025 at 09.00 AM, (via e-mail) she submitted a complaint to the Home Secretary, UT, Chandigarh regarding recruitment in the Co-operative Societies Department, UT, Chandigarh. The same was marked to the SSP, UT, Chandigarh on 14.07.2025, and the ICMS No. 023091 was assigned to it. The SSP marked the complaint to the SHO, PS-03 on 18.07.2025. The petitioner and 05 accused persons joined the investigation at PS-03 on 21.07.2025, and the Investigating Officer recorded her statement. On 07.08.2025, the IO submitted preliminary enquiry report, but no FIR/DDR was recorded, which is contempt of Section 154 of the Cr. PC, Standing Orders dated 07.02.2014 of the Inspector General of Police and the judgment passed by the Hon'ble Supreme Court of India in Lalita Kumari's case. Shri Ashok Gautam, DDA office of DGP, UT, Chandigarh requested that he may be granted sometime for providing assistance to the Commission. S.I., Shri Lakhvinder Singh, PS-03 stated that the SHO, PS 03-cum-Designated Officer has fracture in his foot and, therefore, he is unable to attend the hearing. He submitted a written statement, the extract of which is as under: -

"that on 18.07.2025, vide ICMS No. ICMS/2025/023091 dated 14.07.2025, a complaint filed by Navjot Lehal, resident of F-144, Phase 8/B, Sector 74, Industrial Area, Mohali, Punjab against Pardeep Kumar and others was received and subsequently marked to ASI Jatinder Kumar for enquiry. After obtaining the detail record from concern department and upon completion of the enquiry, ASI Jatinder Kumar submitted his report with the remarks that the recruitment in question was conducted by the office of the Registrar, Cooperative Societies, UT Chandigarh situated at Government Press Building Hall No. 1, 1st Floor, Sector 18/A, Chandigarh. The said office falls within the jurisdiction of Police Station, Sector 19, Chandigarh. Accordingly, the matter was forwarded to the SHO, Police Station, Sector 19, Chandigarh on 07.08.2025 for further necessary action and appropriate disposal at their end through proper channel".

Inspector, Ms. Sarita Roy, SHO, Police Station, Sector 19-cum-Designated Officer stated that the matter was received in PS-19 on 18.08.2025. The petitioner was requested over phone to attend the investigations. The petitioner joined the investigations on 19.08.2025. The IO visited the office of the

accused persons. Thereafter, the petitioner again joined the investigations on 26.08.2025. During enquiry, it was observed that the matter pertains to the recruitment by Co-operative Societies Department which should be investigated by the Vigilance Department. The SHO, PS 19-cum-Designated Officer further stated that after having discussions with the SSP, the matter was referred to the Vigilance Department on 29.08.2025.

12. The petitioner further stated that the SHO, PS 19-cum-Designated Officer also failed to provide the service to her by not registering the FIR/DDR, in contravention of the provisions of Section 154 of the Cr. PC, Standing Orders dated 07.02.2014 of the Inspector General of Police and the judgment passed by the Hon'ble Supreme Court of India in Lalita Kumari's case. The SHO, PS 19-cum-Designated Officer requested that she may be given some more time to submit her written statement. After hearing the parties, and on the request of the petitioner, the case was adjourned to 29.01.2025.

13. On 29.01.2026, the case was again heard. Ms. Navjot Lehal, the petitioner. Shri Ashok Gautam, DDA, office of DGP, UT, Chandigarh. S.I., Shri Lakhvinder Singh, PS-03, on behalf of Inspector, Shri Narinder Patial, SHO, Police Station, Sector 03-cum-Designated Officer. Shri ASI Jatinder Kumar, PS-03, Shri Sanjeev Kumar, Head Constable, PS-03, Head Constable, Shri Paramjeet Singh, PS-19 on behalf of Inspector, Ms. Sarita Roy, SHO, PS-19-cum-Designated Officer were present. During the course of hearing S.I. Shri Lakhvinder Singh and Head Constable, Shri Paramjeet Singh stated that the SHO, PS-03 and the SHO, PS-19 are performing law and order related duties at Punjab Civil Secretariat, Sector 01, Chandigarh due to threat of bomb blast there.

14. SI (A/SO), Shri Lakhvinder Singh, PS-03. submitted written statement, the extract of which is as Under: -

"It is submitted that in connection with office letter No. PS/CRTSC/2026/273 dated 09.01.2026 and reference No. 01-5RTSA dated 11.01.2026 from Police Station Sector- 03, Chandigarh, a revision petition dated 03.12.2025 was filed by Ms. Navjot Lehal under Section 10 of the Punjab Right to Service Act, 2011 and its Amendment Act, 2014, as applicable to Chandigarh, before the Chandigarh Right to Service Commission. The Hon'ble Commission directed the concerned officer to appear before it along with the complete case record on 21.01.2026 at 11:30 AM. Accordingly, SI Lakhvinder Singh from Police Station North appeared before the Commission and was directed to submit a detailed report in the matter on 29.01.2026".

In this regard, it is submitted that on 18.07.2025, a complaint filed by Ms. Navjot Lehal, resident of F-144, Phase-8/B, Sector-74, Industrial Area, Mohali, Punjab, against Pardeep Kumar and others was received vide ICMS No. ICMS/2025/023091 dated 14.07.2025. The complaint was marked to ASI Jatinder Kumar for enquiry and the following proceeding was conducted by him, in Register No. 5C-Complaint Register vide No1075-5C/PS-3, Chd Dated 18/07/25:

1. During the enquiry, the complainant was first called to join the proceedings.

2. Notices were issued to the alleged persons on 26.07.2025.

3. On 29.07.2025, a request was sent to the concerned department for obtaining relevant records.

4. On 31.07.2025, the alleged persons appeared at the police station and submitted their written statements.

5. On 04.08.2025, the required records were received from the Office of the Registrar, Cooperative Societies, U.T. Chandigarh, Government Press Building, Sector-18/A, Chandigarh.

6. After examining the statements and records, it was found that the place of occurrence falls under the jurisdiction of Police Station Sector-19, Chandigarh.

7. Accordingly, on 06.08.2025, ASI Jatinder Kumar completed the enquiry and submitted his report, stating that the recruitment in question was conducted by the Office of the Registrar, Cooperative Societies, which lies within the jurisdiction of Police Station Sector-19, Chandigarh.

8. Therefore, on 07.08.2025, the matter was forwarded to the SHO, Police Station Sector-19, Chandigarh for further necessary action through proper channel.

Sir, it is submitted that in ICMS complaint matters, a DDR is not lodged. DDRs are lodged only in cases arising out of 112 calls. Moreover, since the entire jurisdiction of Chandigarh falls under the SSP, UT Chandigarh, the complaint, after verification of facts, has been transferred to Police Station Sector-19, Chandigarh.

15. HC, Paramjeet Singh, PS-19, submitted the written statement of Inspector, Ms. Sarita Roy, SHO-19, the extract of which is as under: -

"Kindly refer to the above-mentioned reference. With reference to the hearing of the above said case held on 21.01.2026, it is submitted that complaint No. ICMS/2025/023091 Dated 14.07.2025 filed by Ms. Navjot Lehal D/o Gurmukh Singh Lehal resident of plot no. F- 144, Sector-74, Phase-8/B, SAS Nagar, District-Mohali, Punjab, was received in PS-19 through the office of SDPO-East by routine dak in the evening of 18.08.2025 at about 07:00PM. The same was registered in Regn. No. 5C of PS-19 vide No-967-5C dt 18.08.25.

After scrutiny of the contents of the complaint, I made a telephonic call to the complainant, Ms. Navjot Lehal on the same day i.e. 18.08.2025 and after briefing her about her complaint, I requested her to join the enquiry's proceedings on the very next day i.e. on 19.08.2025.

On 19.08.2025, complainant, Ms. Navjot Lehal joined the enquiry's proceedings and her statement in detail, in the matter was recorded. After

recording the statement of complainant, a message was conveyed to alleged persons through beat staff. Thereafter, alleged person, Pardeep Kumar visited PS-19 on 26.08.2025 and he was apprised about the contents of complaint/allegations levelled by Ms. Navjot Lehal but Mr. Pardeep Kumar explained that he, on his own, is unable to give any statement, because for this purpose he has to sought prior permission of the competent officer of his department/office. To clarify some points, Ms. Navjot Lehal was again requested to visit PS-19 and she visited on 26.08.2025.

On the basis of the clarification in the matter, given by the complainant Ms. Navjot Lehal, the matter was discussed with senior officers as well as with the complainant that it pertains to filling up the "Deemed abolished posts" & corruption in a government office. Hence, it needs to be investigated by the Vigilance Department of the Chandigarh Administration. Accordingly, the undersigned submitted the enquiry report to the senior officials on 29.08.2025 for sending the same to Vigilance Department, Chandigarh.

It may be added here that so far as the assertion of the complainant, with regard to registration of FIR immediately on receipt of complaint for cognizable offence on the basis of the judgement of the Apex court delivered in Lalita Kumari V/s Govt. of U.P. & Ors. is concerned, in the above referred judgement itself has observed that preliminary inquiry may be made in the cases relating to (a) Matrimonial disputes/ family disputes (b) Commercial offences (c) Medical negligence cases (d) Corruption cases etc. etc.

In view of the above, It is respectfully submitted that the matter related to the complaint made by Ms. Navjot Lehal received from PS-03 to PS-19, neither falls within the preview of notified service at Sr. No.267 nor in the preview of notified service at Sr. No.268. Further, the immediate required action in the matter was taken at PS-19 and therefore, in consideration of the case, no delay at any stage at the level of PS-19 was occurred."

16. ASI Shri Jatinder Kumar when asked by the Commission as to why ZERO FIR was not recorded at PS-03, he stated that the "ZERO" FIR is recorded, when the case pertains to other state. But he could not show any instructions/rulings on this point. Rather, on the other hand in the instruction dated 07.02.2014, (which were issued on the basis of two rulings settled by the Hon'ble Supreme Court of India i.e. in case titled as Satvinder Kaur Vs. Govt of NCT of Delhi on 21.02.2006 (AIR 1999, 1031) and Ramesh Kumari Vs. Govt. of NCT Delhi on 21.02.2006) issued by the then Inspector General of Police, the following has been laid down: -

"The legal position stated above expects that the police shall register an FIR upon receipt of information of the commission of cognizable offence. Further, if after registration of FIR, upon investigation, it is found that the subject matter relates to the jurisdiction of some other police station, the FIR may be

appropriately transferred to the police station in which the case falls. **Moreover, if at the time of registration of FIR, it become apparent that the crime was committed outside the jurisdiction of the Police Station, the police should be appropriately instructed to register a 'Zero' FIR, ensure that the FIRs transferred to the concerned Police Station.** It should be clearly stated that the delay over the determination of the jurisdiction leads to avoidable wastage of time which impact on the victim and also leads to offenders getting an opportunity to slip from the clutches of the law. It should be clearly instructed that failure to comply with the instruction of registration an FIR on receipt of information about the cognizable offence will invite prosecution of the Police Officer U/S 166-A of the IPC for an offence specified U/S 166-A or departmental action or both.

It may also be emphasized that police services should be sensitized to respond to complaints with alacrity whether is from a man or a woman. Apprehending the accused must take place immediately after complaint as there is tendency of the person committing the crime slipping away should there be a delay on extraneous ground like jurisdiction. The police may also put in place a system or rewarding the personnel for timely response and punishment for wanton lethargy.

In view of above, all concerned SHOs/Incharges, Supervisory Officers of Chandigarh Police are hereby directed to ensure that as and when they receive a call/complaint related to cognizable crime committed and suspected to be outside the jurisdiction of the Police Station concerned, with immediate effect FIR should be registered accordingly

All concerned to ensure meticulously compliance of the above directions. Non-compliance would be viewed seriously".

17. I have gone through the record available on the file and also considered the submissions made by the petitioner and the officials of the Police Department during the course of hearing. In this case, initially the petitioner submitted complaint dated 23.06.2025 to the Home Secretary, Chandigarh Administration alleging corruption in the office of the Registrar Co-operative Societies, UT, Chandigarh relating to recruitment to the posts of Inspector Grade-II against the deemed abolished posts and requested for enquiry/probe into the matter. As stated by the petitioner, the above said complaint was received in the office of the SSP, UT, Chandigarh on 14.07.2025 (after 15 working days). In the SSP office, the complaint was registered vide serial number ICMS/2025/023091 on the same very day. The complaint was further marked to the SHO, Police Station, Sector 03, Chandigarh on 18.07.2025 (after 04 working days). At the Police Station, Sector 03, Chandigarh, the same was registered in the Complaint Register (5-C) vide Sr. No. 1075 on the same day i.e. on 18.07.2025. The matter was marked by SHO to ASI, Shri Jatinder Kumar for investigation. During enquiry, the Investigating Officer at Police Station, Sector 03, Chandigarh found that the matter did not fall within the territorial jurisdiction of their Police Station, as the office of the accused persons was

located in the Government Press, Sector 18, Chandigarh, within the jurisdiction of the Police Station, Sector 19, Chandigarh. Accordingly, the complaint was referred to the SHO, PS-19-cum-Designated Officer on 07.08.2025 through proper channel (after 14 working days), which was received in the Police Station, Sector 19, Chandigarh on 18.08.2025 (after 06 working days). The same was registered in Complaint Register (5-C) vide Sr. No. 967 at Police Station, Sector 19, Chandigarh on the same day. After examining the matter it was found that the case relates to recruitment to the posts of Inspector Grade-II in the Co-operative Societies Department, UT, Chandigarh against the deemed abolished posts. As per the written statement of the SHO, Police Station, Sector 19, Chandigarh, she discussed the matter with senior officers in the Police Department as well as with the complainant. Accordingly, the SHO, Police Station, Sector 19, Chandigarh submitted the enquiry report to the senior officers on 29.08.2025 (after 09 working days) for referring the matter to the Vigilance Department, UT, Chandigarh. Ultimately, the senior officers in the Police Department referred the matter to the Chief Secretary-cum-Chief Vigilance Officer, UT, Chandigarh on 30.10.2025 (after 40 working days). It is apparent that the entire process has taken 88 working days from 23.06.2025 to 30.10.2025.

18. The contention of the petitioner that the service No. 267 has not been provided to her by both the Designated Officers at Police Station, Sector 03 and Police Station, Sector 19, Chandigarh, is not sustainable, because the service under 267 can only be provided when FIR/DDR has already been registered. However, in this case no FIR/DDR was registered. Likewise, the matter of the petitioner also does not fall within ambit of service No. 268, because in this case, the police officials at PS-03 decided to first hold preliminary enquiry in view of the allegations levelled in the complaint dated 23.06.2025. Therefore, the matter in hand pertains to service No. 269, and for providing the same, a period of 90 working days has been fixed in the notification issued by the Chandigarh Administration. Hence, as per the provisions of the Right to Service Act, there is no delay on the part of the concerned police officials. Therefore, the Commission cannot take action against the concerned police officials under the provisions of the Right to Service Act.

19. However, in view of the judgment of Hon'ble Supreme Court of India delivered on 12.11.2013 in the case titled as Lalita Kumari Versus Govt. of UP and others [AIR 2014 SC (Criminal) 66], it is clear that the SHO, Police Station, Sector 03-cum-Designated Officer failed to adhere to the time line of 07 days, for holding preliminary enquiry as mandated by the Hon'ble Supreme Court of India. He further failed to register 'ZERO' FIR, which is also against the guidelines issued by the Inspector General of Police vide order dated 07.02.2014, with regard to registration of 'ZERO' FIR. Further, during the course of hearing, when the Commission asked Shri Jatinder Kumar, ASI, Investigating Officer, Police Station, Sector 03, Chandigarh as to why the 'ZERO' FIR was not registered, he misled the Commission, stating that the 'ZERO' FIR can only be registered when the matter pertains to other State(s). When his attention was invited to the order dated 07.02.2014 of the Inspector General of Police, UT, Chandigarh vide which the guidelines regarding registration of 'ZERO' FIR were issued that the 'ZERO' FIR is to be registered when the matter pertains to other Police Station, he could not give satisfactory reply. Further, SHO, Police Station, Sector 19-cum-Designated Officer also

failed to adhere to the time line of 07 days as mandated by Hon'ble Supreme Court of India for holding the preliminary enquiry.

20. For the above said lapses, the undersigned finds it appropriate to refer the matter to the Senior Superintendent of Police UT, Chandigarh to take suitable departmental action against Inspector Shri Narinder Patial, SHO, Police Station, Sector 03, Inspector Ms. Sarita Roy, SHO, Police Station, Sector 19, Chandigarh and ASI, Shri Jatinder Kumar, Investigating Officer, Police Station, Sector 03, Chandigarh.


Dr. Mahavir Singh, IAS (Retd.)
Chief Commissioner

Copy is forwarded for information and necessary action to:-

DH
12-2-26

✓ 1.

The Senior Superintendent of Police, UT Chandigarh, for taking appropriate departmental action against the erring police officials, as stated in para 19 above.

✓ 2.

Inspector, Sh. Narinder Patial-cum-Designated Officer, Police Station-03, Chandigarh

CF
12/2/26

3.

Inspector, Ms. Sarita Roy-cum-Designated Officer, Police Station-19, Chandigarh

CF
12/02/26

5.

ASI, Shri Jatinder Kumar, Investigating Officer, Police Station, Sector 03, Chandigarh

Ms. Navjot Lehal D/o Shri Gurmukh Singh