

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

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CRM-M-16054-2015

Date of Decision: December 7, 2015.

DAVINDER @ DAVINDER KUMARIPETITIONER
VERSUS
STATE OF PUNJAB AND ORSRESPONDENTS

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Ms.Angilus Pulkit,Advocate
Mr.D.K.Bhatti,,Advocate for the petitioner
Mr.A.S.Kler,DAG,Punjab

M.M.S.BEDI, J.(Oral)

Petitioner was married to respondent No.9 about four years back. A female child was born out of the wedlock. She was allegedly tortured and harassed by respondents No.9 to 12. She was thrown out of the matrimonial home. Under the compelling circumstances, she has filed a complaint under Section 13 of Hindu Marriage Act.

Through the instant petition, the petitioner seeks a direction to official respondents No.1 to 8 not to harass her at the behest of respondents No.9 to 12 and to hold independent inquiry regarding allegations alleged in her complaint.

Reply has been filed on behalf of the Commissioner of Police, Jalandhar, merely mentioning that they have never called any of the private respondents or the petitioner, nor any act has been done by the official respondents.

The Senior Superintendent of Police, Saheed Bhagat Singh Nagar in the reply filed has submitted that respondent No.9 Jaswinder Kumar has moved a complaint against his wife Davinder Kumari, the petitioner and it was found that the petitioner was staying with one Kulwant

Singh in the house of sister of Kulwant Singh and has filed a divorce petition.

After going through the averments of the petitioner and reply filed by the official respondents, it appears that the petitioner has filed divorce petition and she does not want to stay with her in-laws. An assurance was given by the State authorities not to call her or harass her.

In view of the said circumstances, this petition is disposed of with a direction that life and liberty of the petitioner would be respected and in case she is required to be called to police station for any inquiry, a notice will be sent through a lady constable and would be given at least seven days time to appear before the concerned Officer of the competent jurisdiction.

December 7, 2015
TSG

(M.M.S.BEDI)
JUDGE