

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-23406-2012 (O&M)

Date of decision: 20.7.2015

Rajwinder Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr. Sarabjit Singh, Advocate for the petitioner.

Mr. Daljeet Singh Virk, AAG, Punjab.

Mr. Ankur Mittal, Advocate for respondent No.4.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner, by way of instant petition under Section 482 Cr.P.C., seeks directions to respondents No. 2 and 3 to register a criminal case against respondent No.4, on the basis of complaint (Annexure P-1).

Notice of motion was issued and pursuant thereto, replies have already been filed.

Learned counsel for the State refers to the averments taken in para 3 of the affidavit dated 27.1.2015 filed by Inspector Parvesh Kumar, SHO, Police Station, Sultanwind, Amritsar City, to contend, that despite having been made repeated efforts by the investigating agency, petitioner is not at all cooperating. She has also not complied with the order dated 26.4.2014 passed by this Court. Police approached the petitioner on 3.9.2014 as well as on 4.1.2015 requesting her to hand over the mobile on which she allegedly received the messages so as to enable the investigating agency to collect call details with a view to arrive at a conclusion but the

petitioner is neither coming forward nor cooperating with the investigating agency. He also submits that latest notice under Section 160 Cr.P.C. was issued to the petitioner on 16.5.2015, but that also did not work. Learned counsel for the State submits that in this view of the matter, no orders are called for and the present petition may be disposed of, as having been rendered infructuous.

In view of the above-said statement made by the learned counsel for the State, coupled with the material fact recorded in Annexure R-5/T at page 66 of the paper-book, by the Superintendent of Police (Operation), Amritsar Rural, who conducted the enquiry and found the allegations levelled by the petitioner to be baseless, the present petition does not survive any further and the same is disposed of, as having been rendered infructuous.

Disposed of, accordingly.

20.7.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE