

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

CRM-M-2300-2013

Decided on : 15.05.2015

Jeeto Devi

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MS. JUSTICE NAVITA SINGH

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

Ms. Harpreet Kaur, AAG, Haryana.

Mr. H.S. Sidhu, Advocate for
Mr. Aman Pal, Advocate
for respondent No.5.

NAVITA SINGH, J. (Oral)

Reply has been filed by the respondent-State stating that the husband of the petitioner was declared proclaimed offender. The statement of Smt. Suman Rana, Advocate and Notary, District Courts, Jagadhri has been recorded, who has stated that she had attested the affidavit of the petitioner which was duly entered in her register. Shyam Lal, Ex-Sarpanch made a statement before the police that the petitioner has sworn the affidavit and given by her to the police in his presence, whereas, Ashok Kumar, Ex-Sarpanch and Purshotam Kumar made the statement that they had never seen the husband of the petitioner since long and he is absconding to avoid his arrest.

Counsel for the petitioner submits that her affidavit obtained by the police in pressure, but the lawyer who attested her affidavit stated to the contrary.

The matter cannot be kept pending so long for the respondents to search the husband of the petitioner who went missing on 05.8.2012. In any case, since he is declared P.O., the police is duty bound to keep the search of the petitioner's husband on and he can be arrested or produced before the Court.

Counsel for the petitioner submits that the petitioner apprehends that her husband is no more alive.

In view of the above, no further action is required to be taken in the present petition and request of the petitioner to hand over the investigation to the higher agency or higher officials is also not acceptable at this stage.

Dismissed.

May 15, 2015
Naveen

(NAVITA SINGH)
JUDGE