

***IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH***

CRM No. M-22170 of 2015 (O&M)

Date of Decision: 10.07.2015.

Mohinder Sahai & another

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. G.S. Lalli, Advocate for the petitioners.

....

TEJINDER SINGH DHINDSA.J.

Present petition has been filed under Section 407 read with Section 482 Cr.P.C. seeking transfer of trial proceedings pending before the Chief Judicial Magistrate, Ferozepur pertaining to FIR No.148, dated 02.06.2013 under Sections 498-A/406 IPC, registered at Police Station City Ferozepur to any other district.

Learned counsel appearing for the petitioners would at the very outset submit that he would not be pursuing the prayer as regards transfer of trial proceedings but would limit the scope of the instant petition only with regard to issuance of directions to the appropriate authorities to protect the life and liberty of the present petitioners

Counsel would submit that a matrimonial dispute arose between some of the present petitioners, namely, Mahesh Sahai and his wife, namely, Neetu i.e. the complainant/respondent No.2. Such dispute ultimately led to the registration of the FIR and after completion of investigation, challan was presented on 29.09.2013 and thereafter even charges have been framed on 15.06.2015.

As per pleadings on record, the present petitioners are being harassed and tortured by in-laws of their son and that too, allegedly at the behest of an Ex-MLA of the ruling party. In this regard, counsel has even referred to an application moved by the petitioners to the Senior Superintendent of Police, Ferozepur and placed on record at Annexure P-2. It has further been averred that on 15.06.2015 after attending the trial Court proceedings at Ferozepur, the petitioners were accosted by the father of the complainant and who had also threatened to eliminate the petitioners as also their son as and when they come again to attend the Court proceedings.

Without even ascertaining the correctness of the averments and without even going into the merits of the case, the present petition is disposed of with liberty to the petitioners to approach Senior Superintendent of Police, Ferozepur with regard to the apprehension that they entertain as regards threat to their personal life and liberty and that too, at the hands of in-laws of their son. It is further observed that in case any such representation/application is filed by the petitioners, Senior Superintendent of Police, Ferozepur would be obligated to look into the matter and thereafter to take steps as deemed fit and warranted strictly in accordance with law.

Disposed of.

10.07.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**