

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-27104 of 2015

Date of Decision: August 14, 2015

Kiran Bala

.....Petitioner

Vs.

State of Punjab and ors.

.....Respondents

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

-. -

Present:- Mr. I.S. Dhaliwal, Advocate
for the petitioner.

-. -

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

Petitioner is a female who has been named by Sunita-respondent No.6 in a case FIR No.56 dated March 22, 2014 registered at Police Station City Kot Kapura.

Through instant petition, the petitioner seeks a direction to the State authorities to fairly investigate the matter as she has been falsely implicated. Petitioner claims that the husband of the petitioner has filed a suit for injunction to restrain Ashok Kumar, husband of the complainant from dispossessing the husband of the petitioner from peaceful possession of

the house in dispute and order of status quo has been granted in favour of the husband of the petitioner.

I have considered the contentions of learned counsel for the petitioner and I am of the opinion that though the FIR was registered in March 2014, the investigating agency has till date not opted to present challan.

On asking of the Court, it has been informed that the petitioner has not obtained any order of pre-arrest bail as she never apprehended arrest in the case.

In view of said circumstances, prima facie I do not find any ground to exercise powers under Section 482 Cr.P.C. to issue a direction to investigating agency regarding conduct of the investigation as no defect in the investigation till date has been pointed out. It is expected that in case the petitioner is innocent, the prosecution agency will fairly inquire into the matter and in case any offence is made out, it will proceed in accordance with law.

Petition is disposed of being not maintainable.

August 14, 2015
sanjay

(M.M.S.BEDI)
JUDGE