

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-34147 of 2015

Date of Decision: October 6, 2015

Parveen Kumari

.....Petitioner

Vs.

State of Punjab and ors.

.....Respondents

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

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Present:- Mr.B.R. Rana, Advocate
for the petitioner.

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

This is a petition under Section 482 Cr.P.C. filed Parveen Kumari seeking a direction to the police officials to take appropriate action on complaint annexure P-1. Grievance of the petitioner is that though a specific offence is made out from the allegations in the complaint of assault but only proceedings under Section 107/151 IPC were initiated by the police. She seeks a direction for registration of case and fair investigation of the same thereafter.

I have heard learned counsel for the petitioner and gone through the complaint addressed to SHO, PS Asro, dated September 18, 2015,

wherein the petitioner has leveled allegation against Amrik Singh and three other persons for having abused her and assaulted her mother-in-law. Counsel for the petitioner admits that security proceedings had been initiated by the police.

A perusal of annexure P-1 though refers to incident of assault but it does not appear to be a case where the private respondents could be attributed any injury warranting registration of any case. On the basis of the allegations of assault which fall under Section 323 IPC, a direction for taking cognizance cannot be said to be issued, the said offence being non cognizable.

In view of the peculiar circumstances of this case, I do not find any ground to issue any directions.

Dismissed without prejudice to the rights of the petitioner to avail any other remedy available to the petitioner in accordance with law.

October 6, 2015
sanjay

(M.M.S.BEDI)
JUDGE