

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-34849 of 2015

Date of Decision: October 9, 2015

Harpreet Singh

.....Petitioner

Vs.

State of Punjab and ors.

.....Respondents

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

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Present:- Mr.Vishal Goel, Advocate
for the petitioner.

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

Petitioner through instant petition under Section 482 Cr.P.C. seeks a direction to respondent No.2 i.e. SSP, Amritsar (Rural) to pass a speaking order on report dated August 26, 2015, annexure P-1.

Petitioner appears to have a dispute with his wife Nirapjit Kaur, Lecturer in Polytechnic College. Petitioner has leveled allegations that she had sold 7 acres of land belonging to her in-laws and purchased 17 kanal 3 marlas of land in Village Dharar. She raised construction of building of American School on the said land through her father Gagandeep Singh. She had allegedly misappropriated the amount received from the students. In

this context, the petitioner had filed a detailed complainant to SSP, Amritsar (Rural) which has been considered and disposed of by SSP, Amritsar (Rural) observing that prima facie the allegations levelled by the petitioner are of civil nature as such no offence is made out. He had also sought opinion of the DA (Legal) who has also opined that no cognizable offence is made out.

I have considered the contention of learned counsel for the petitioner who has vehemently urged that the cognizable offence is made out from the allegations. Since the allegations have already been looked into by the senior police officer, the petitioner cannot have a grievance that his claim has not been considered. No ground is made out for issuing any directions taking into consideration the nature of the controversy involved between husband and wife. However, the petitioner will be at liberty to avail any other remedy available to him in accordance with law to seek prosecution of the private respondent. No ground is made out to exercise extraordinary jurisdiction under Section 482 Cr.P.C.

Petition is disposed of without prejudice to the rights of the petitioner to avail any other legal remedy available to him, in accordance with law.

October 9, 2015
sanjay

(M.M.S.BEDI)
JUDGE