

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

Crl. Writ Petition No.1098 of 2015 (O&M)

Date of Decision: 31.08.2015

Baljit Kaur

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. S.K. Sandhir, Advocate
for the petitioner.

Mr. M.C. Berry, Addl. A.G., Punjab
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

CRM-W No.250 of 2015

This application has been moved by applicant-Jagtar Singh son of Pritam Singh resident of Village Gobindgarh, Tehsil and District Ludhiana to become party/petitioner in the present case.

Criminal Misc. Application is allowed and applicant-Jagtar Singh son of Pritam Singh resident of Village Gobindgarh, Tehsil and District Ludhiana is allowed to become party/petitioner in the case.

Crl. W.P. No.1098 of 2015

A written complaint dated 20.07.2015 was sent by Baljeet Kaur to this Court which was addressed to Hon'ble the Acting Chief Justice of this Court and other authorities. The said application was treated as Criminal Writ Petition on judicial side and notice of motion was issued for

04.08.2015 with a direction to Commissioner of Police, Ludhiana to look into the grievance unfolded by the petitioner in her complaint dated 20.07.2015 and take appropriate action in accordance with law.

The case came up for hearing before this Court on 13.08.2015 but no report was filed and hence, the Commissioner of Police, Ludhiana was directed to be present in the Court on the next date of hearing i.e today and to file an affidavit explaining as to why the order passed by this Court on 04.08.2015 has not been complied with and why no efforts have been made to trace out the newly born baby of Anita @ Reena.

In compliance of aforesaid directions, the Commissioner of Police, Ludhiana, namely, Paramraj Singh Umranangal is present in the Court and has filed an affidavit, which is on record, wherein, it has been mentioned that the orders passed by this Court were received in his office on 06.08.2015 and thereafter, the reply was prepared but it could not be filed as the same was not vetted by the office of Advocate General, Punjab, Chandigarh. A request has also been made in the affidavit that there was no intentional lapse on his part and all efforts have been made to comply with the directions issued by this Court. It has also been mentioned therein that the small child was adopted by Ajay Kumar and his wife Monika and that child is now in their custody. Statements were also recorded by the Illaqa Magistrate, Ludhiana under Section 164 Cr.P.C, wherein, the factum of adoption has been mentioned. The said statements are annexed as Annexures R-1/T and R-2/T with the reply. Statements of father of the child and adopted parents are on record.

In view of the stand taken in the reply, the affidavit filed by Commissioner of Police, Ludhiana is accepted and no further directions are required to be issued and as such, the present

petition is disposed of accordingly.

However, the personal appearance of Commissioner of Police,
Ludhiana is also exempted.

31.08.2015
gurpreet

(DAYA CHAUDHARY)
JUDGE