

CRWP No. 282 of 2015 (O&M)

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

CRWP No. 282 of 2015 (O&M)

Date of decision:- 08.05.2015.

Palwinder Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Prateek Rathee, Advocate
for the petitioner.

Mr. Mikhail Kad, AAG, Punjab.

TEJINDER SINGH DHINDSA, J. (ORAL)

An e-mail from Palwinder Kaur dated 19.2.2015 was treated as a criminal writ petition (habeas corpus) and accordingly, placed before this Court.

Palwinder Kaur had alleged that her husband Kamal Kishore has been arrested by the police of Police Station Basti Jodhewal and he is now being pressurized to furnish his Power of Attorney in favour of her sister-in-law namely, Usha Arora under the threat of being falsely implicated.

Notice of motion having been issued, a reply of the Assistant Commissioner of Police (East), Ludhiana has been placed on record.

The categoric stand taken on behalf of the State as per reply is in the following terms.

“It is wrong that the husband of the petitioner has been arrested by the Police of P.S. Basti Jodhewal, Ludhiana as alleged. All these allegations are vague and concocted. The fact of the matter is that Usha Arora, who is sister-in-law (Nanad) of the petitioner, had moved an application dated 06.02.2015 with the police of P.S. Basti Jodhewal, Ludhiana against the present petitioner and her husband Kamal Kishore leveling allegations

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that the petitioner and her husband had fraudulently obtained money, jewellery and other documents from Usha Arora. Thus in connection with the inquiry of the said application, the husband of the petitioner was summoned u/s 160 Cr.P.C by HC Rajinder Singh of P.S. Jodhewal, Ludhiana. However, during the inquiry, the parties had compromised the matter and as such the said application against the petitioner and her husband was filed/consigned. Thus, it seems that the present letter has been sent to this Hon'ble Court in anticipation of police action on the said complaint of Usha Arora, which has now been filed as mentioned above”.

Mr. Prateek Rathee, Advocate who was appointed as amicus curiae to assist the Court on behalf of the petitioner also makes a statement that in the light of such stand taken on behalf of the State, no further action is required.

Accordingly, present criminal writ petition is disposed of as having been rendered infructuous.

Registry is directed to convey a copy of this order to the author of the e-mail i.e. Palwinder Kaur.

(TEJINDER SINGH DHINDSA)
JUDGE

May 08, 2015

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