

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

CWP No.12406 of 2015
Date of Decision: 15.06.2015

Balvir Kaur

. . . .Petitioner

Versus

State of Punjab and others

. . . . Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.M.S. Rana, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

There is an injunction order in favour of the petitioner dated 27.11.2014 passed in Civil Suit No.37 of 2014 seeking declaration to the effect that the petitioner is the owner in possession of 1/4th share of the land left behind by her father and has also challenged the Will alleged to have been executed by her father in favour of her brothers, who are arrayed as respondents No.7 and 8 in the present petition.

The case set up by the petitioner is that the respondents No.7 & 8, in connivance with respondents No.1 to 6 may not interfere in her possession and harass the petitioner as it is alleged that the son of the petitioner has been repeatedly detained by the police officials at the behest of respondents No.7 and 8. The petitioner had made several representations but so far the petitioner has neither registered any FIR nor filed any private complaint.

In view thereof, there is no case made out at this stage for issuing a notice to the respondents. The petitioner may, if so advised, take up her remedies, in accordance with law by filing a petition under Section 39(2-A) of the CPC and by registering the FIR against the respondents, who are trying to harass the petitioner and her son.

Disposed of.

15.06.2015

Vivek

(RAKESH KUMAR JAIN)
JUDGE