

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-1568 of 2016

Date of decision : 10.05.2016

Kamaljeet Kaur

... Petitioner

versus

State of U.T. Chandigarh

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Jasbir Singh Dadwal, Advocate
for the petitioner

Mr. A.S. Gill, APP for U.T. Chandigarh

Mr. Sumeet Puri, Advocate
for the complainant

ANITA CHAUDHRY, J. (ORAL)

The petitioner is the mother-in-law. She is a Government employee and has been allotted Government accommodation. Recovery could not be effected on the last date. It had been stated that the complainant had locked that room. The petitioner had stated on the last date that the complainant could come at any time and take her clothes etc. The date had been fixed in the Court.

Today, it has been stated that the complainant in the presence of the Investigating Officer had gone to the house of the petitioner and she was directed to produce keys of the room. The door was opened and the complainant had taken out the articles.

Learned counsel for the petitioner states that the complainant has again locked that room. The complainant side states that the complainant wants to live with the husband.

An FIR has been got registered by the complainant. There are disputes between the couple. The parties were sent for mediation which had failed. The complainant could not have locked the room in the house allotted to the petitioner. The Investigating Officer would get the lock opened from the complainant. In case the complainant fails to appear the lock would be opened by the Investigating Officer within the next 10 days.

Since the petitioner has joined the investigation, the petition is allowed. Interim order dated 15.01.2016 is hereby made absolute subject to the condition that the petitioner will join the investigation as and when required by the police and will not tamper with evidence or hamper the investigation and will not leave India without permission of the Court and will comply with the conditions contained in Section 438(2) Cr.P.C.

May 10, 2016
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(ANITA CHAUDHARY)
JUDGE