

CRM-M-43530 of 2015

[1]

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

Sr. No. 241

CRM-M-43530 of 2015

Date of decision: April 26, 2016

Mamta

.... Petitioner

Versus

State of Punjab & others

.... Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: None for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab,
for respondents No.1 to 5.

JASPAL SINGH, J

This petition has been preferred under Section 482 of the Code of Criminal Procedure seeking issuance of appropriate directions to respondents No.1 to 5 to protect his life and liberty and her family members at the hands of respondents No.6 & 7 and also to look into and decide her representation (Annexure P-2 & P-3).

In pursuance and compliance of order passed while issuing notice of motion, official respondents filed status report/reply by way of affidavit of Prabhjot Singh, PPS, Assistant Commissioner of Police, South, Amritsar.

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A glance at the status report transpires that the matter has already been enquired into and dealt with by official respondents. During the inquiry, it has revealed that in fact actual facts are that on November 12, 2015, children of the petitioner were bursting crackers near house of the respondents No.6 & 7, due to which, paddy husk of the private respondents got burnt. For that reason, private respondents lodged a protest to the petitioner which resulted into exchange of words with each other(s).

Subsequently, the matter was resolved with the intervention of the respectables and prominent persons of the locality and a compromise (Annexure R-1/T) was reduced into writing on November 13, 2015 which bears the signature of the petitioner besides some other persons. In view of the compromise having been arrived at between the parties and the amicable settlement, no further legal action was taken by the then Incharge, Police Post Sultanwind, Amritsar City, in respect of the incident alleged to have occurred on November 12, 2015. Subsequently, another complaint/application No.2433-PC/W dated November 17, 2015 (Annexure P-2) was moved to the Commissioner of Police, Amritsar by the petitioner against the private respondents leveling allegations that her signature have been obtained on the compromise by use of force. Even those allegations have also been got inquired into by the Commissioner of Police, but the officer concerned came to the conclusion that the allegations were found to be un-substantiated.

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In fact, no such occurrences as reflected in her representation/complaint dated November 17, 2015 has taken place. Since, the matter has already been enquired into by the concerned authorities and allegations leveled by the petitioner could not be substantiated, instant petition is meritless, rather it stood rendered infructuous. Accordingly the same is dismissed as such.

April 26, 2016

Ankur

**(JASPAL SINGH)
JUDGE**