

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

**CRM-M No.11064 of 2017
Date of Decision: 31.03.2017**

Baljit Kaur

.....Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:-HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:None.

RAJ MOHAN SINGH, J.(ORAL)

Petitioner has alleged that he is a non-resident Indian and her husband is also a non-resident Indian. Both are permanent residents of Canada. Out of their hard earned amount, they intended to construct their house at Bholath and for that purpose, they purchased 15 marlas plot in the year 2006.

Petitioner further alleged that respondents No.5 and 6 instigated her that since respondent No.5 is working in the Electricity Board, therefore, he can arrange building material on a cheaper rate. She purchased building material for an amount of Rs. 9 lacs and thereafter, kept on sending the amount to the aforesaid persons from Canada through Western Union as well as through her mother namely Joginder Kaur. Respondents No.5 and 6 kept on demanding more and more money on telephone and in this way, approximately an amount of Rs.32 lacs was allegedly sent by the petitioner to the aforesaid persons.

In the year 2016, when the petitioner came to India and

asked for details of the money spent on the construction, then it came to the knowledge of the petitioner that approximately only an amount of Rs.20 lacs was spent on the house and the rest of the amount was embezzled by respondents No.5 and 6. Remaining amount was not handed over to the petitioner, rather the same was allegedly embezzled.

Precisely on the aforesaid grievance, a representation/application has been filed by the petitioner before respondent No.4 and the same has not been decided so far.

At this stage, grievance of the petitioner can be redressed by way of obligating respondent No.4 to have a fair look on grievance of the petitioner and decide the representation/application dated 25.01.2016 by way of passing a speaking order in accordance with law. However, respondent No.4 shall not be influenced by any narration of facts given by the petitioner. He would be at liberty to devise his own mechanism in order to ascertain the truth behind the allegations. It would be appreciated if the necessary order is passed in accordance with law within a period of 1 month from the date of receipt of certified copy of this order.

Disposed of accordingly.

31.03.2017
prince

(RAJ MOHAN SINGH)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No