

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

**CRM-M-19560-2016
Date of decision: 20.03.2017**

Parmod Rani

...Petitioner

Versus

Rakesh Kumar Jain and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Manish Jain, Advocate,
for the petitioner.

Ritu Bahri, J.

This petition has been filed against the order dated 07.11.2015 (Annexure P-1) passed by the Additional Sessions Judge, Ludhiana, whereby accused-respondents have only been summoned to face trial under Sections 342, 500 read with Section 120-B IPC and not under Section 354-A IPC.

A perusal of the impugned order (Annexure P-1) shows that a complaint under Section 138 of the Negotiable Instruments Act had been filed by accused-respondents against M/s Swati Cast & Forge Pvt. Ltd. However, present petitioner had resigned from the Board of Directors of the said Company on 01.04.2013. Despite the said fact, non bailable warrants were issued against her and she was arrested by 5-6 police officials on 20.08.2014 at 7.30 A.M. She remained in police custody for six hours. Thereafter, she was released. Consequently, complainant-petitioner filed a complaint (Annexure P-8) with the allegations that accused-respondents had manipulated to get non bailable warrants against her and the police, in collusion with the accused, had wrongly confined her in custody.

Complainant-Parmod Rani appeared as CW-1 on 21.01.2015 and deposed that accused No.1 to 3 along with 6-7 police officials, entered her house on 20.08.2014 and picked her up forcibly within five minutes. She was not even wearing any *dupatta* at that time. Thereafter, she was taken to Police Station, Division No.5 with her husband. This statement has been placed on record as Annexure A-3. Even in this statement, no allegation of molestation has been attributed to the police.

After going through the impugned order, no illegality, much less perversity has been found therein warranting interference by this Court.

Dismissed.

(RITU BAHRI)
JUDGE

20.03.2017
ajp

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No