

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

121

CRM-M-20723 of 2017 (O&M)

Date of Decision: June 02, 2017

Harbhajan Singh

....Petitioner

vs.

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Ghulam Nabi Malik, Advocate
for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for issuance of directions to the official respondents not to harass the petitioner and his family members on the basis of repeated frivolous applications made by respondent No.6.

As per pleadings on record, sister of the petitioner was married to respondent No.6-Mandip Singh. Mandip Singh on account of a marital dispute, moved an application in Police Station Badhni Kalan, District Moga, against the present petitioner and his family members and in which, the petitioner had duly appeared before the Investigating Agency on 21.05.2016, but since Mandip Singh/respondent No.6 did not turn up as such application was filed. It has also been asserted that a second application was moved by respondent No.6 to

Senior Superintendent of Police, Moga on 20.05.2016 and on which, an enquiry was marked to Deputy Superintendent of Police, Moga. A report dated 20.06.2016 was submitted and it was found that the allegations raised by Mandip Singh were totally false. The enquiry report dated 20.06.2016 is stated to have been accepted even by the Senior Superintendent of Police, Moga.

Thereafter, a third application was preferred by Mandip Singh on the same allegations dated 18.07.2016, which was marked to Superintendent of Police Headquarters, Moga. The petitioner and his family members again joined enquiry proceedings and a report was furnished on 08.09.2016 by recording findings that the allegations levelled by respondent No.6 are unfounded.

The present petition has been filed on the basis that yet another application has been filed by respondent No.6 and on account of which, the petitioner and his family members are being caused unnecessary harassment.

Having heard counsel for the petitioner at length and having perused the pleadings on record, the instant petition is disposed of at the very threshold by directing respondent No.3 i.e. Senior Superintendent of Police, Moga to examine the matter in the light of a representation dated 22.04.2017 (Annexure P-4) i.e. stated to have already been filed and to thereafter take steps as he may deem fit and as warranted in accordance with law.

It is however made clear that this Court has not ascertained the correctness of the averments made in the petition and has not examined the case on merits.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

02.06.2017
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Whether speaking/reasoned : ***Yes/No***
Whether reportable : ***Yes/No***