

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

CRM-M-44082 of 2017.

Decided on:-November 21, 2017.

Meenakshi.

.....Petitioner.

Versus

The State of Haryana and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Rahul Vats, Advocate
for the petitioner.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for setting aside and quashing of impugned order dated 23.05.2017 passed by learned Additional Sessions Judge, Rohtak (Annexure P-1).

Record reveals that the petitioner had submitted an application to the Superintendent of Police, Rohtak on 30.05.2016 (Annexure P-5). Para No.4 of the said application reads as under:

“4. That on 25.05.2016 about 9.00 above accused Kirti Sharma started beating the applicant by putting clothes in her mouth without any reason. On asking of the applicant she has been locked in the hostel room and accused Kirti Sharma went for eating food. Applicant was not provided food for whole day. The applicant was got talked with her parents at 3:21 and thereafter her mobile was got switched off. Thereafter in the evening at 4:41 Kirti Sharma got talked the applicant with her father for 20 seconds from mobile No.9416558013. In the

evening at 7:05 applicant's mother asked Kirti Sharma for his well about and Kirti Sharma told that Meenakshi is in washroom and immediately said that Meenakshi come talked with her. Mother asked Meenakshi whether she is alright and in the meanwhile mobile was switched off. At 7.06 o'clock applicant's mother called applicant but her mobile was switched off. Applicant's father called at 8.30 but applicant's mobile was switched off. The applicant was got taken to Hostel Warden Shakti Sharma's room where all accused started beating with Chappal and put pressure upon the applicant repeatedly to agree with them upon which applicant said that what they want then above all accused while beating the applicant said that Hostel Warden want to use for outsider peoples for sex like other girls upon which applicant raised protest and on raising objection by the applicant the accused persons started beating the accused."

Bare perusal of the aforesaid para No.4 of the application (Annexure P-5) reveals that no offence under Section 3 of the Scheduled Castes and Tribes (Prevention of Atrocities) Act, 1989 is made out against respondents No.2 and 3. Therefore, this Court does not find any merit in the present petition and the same is, accordingly, dismissed.

November 21, 2017

Yag Dutt

**(HARI PAL VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No