

Sr. No.119

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-8202 of 2017 (O&M)

Date of Decision:09.03.2017

Santosh Devi and others

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Vivek Khatri, Advocate,
for the petitioners.

TEJINDER SINGH DHINDSA, J.(ORAL)

Counsel submits that respondent No.7 Prithvi Singh Bishnoi who happens to be a HCS Officer had filed a civil suit for recovery against petitioner No.1, namely, Santosh Devi and which has been decreed in his favour by the competent Court. An appeal preferred has been dismissed.

The civil suit is for recovery of Rs.3,78,000/-. The instant petition has been filed at the instance of the judgment debtor, namely, Santosh Devi and her sons Anil Kumar and Anand Kumar (petitioners No.2 and 3 herein) praying for issuance of directions to the official respondents not to harass and humiliate the petitioners under the influence of respondent No.7.

It is submitted that it would always be open for the decree holder to initiate appropriate proceedings towards execution of the decree. And a police complaint under such circumstances would not lie.

Without even ascertaining the correctness of the averments made in the petition and without making any observations on merits as

regards the submissions advanced, I deem it appropriate to dispose of the instant petition with a direction to the Senior Superintendent of Police to examine the matter in the light of a representation dated 06.03.2017 that is stated to have already been filed and to thereafter take steps as he may deem fit and as warranted in accordance with law.

Disposed of.

09.03.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No