

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

(115)

CWP-8230-2017

Decided on: April 21, 2017.

Gurjeet Singh

.... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Amandeep Singh Gulati, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

Petitioner has levelled allegation against his wife for having illicit relations with one Sahab Singh and is alleged to be staying with her parents along with three children. She has been granted maintenance of Rs.6,500/- per month.

The petitioner has submitted a representation to the Senior Superintendent of Police, Tarn Taran vide Annexure P-1 leveling above said allegations against his wife besides the allegation that Sahab Singh connived with the wife of the petitioner and sold land measuring 5 marlas situated in Vehra Sangeawala in Valtoha which was originally registered in the name of grandfather of petitioner having two pucca houses for sum of Rs.90,000/-.

The present petition has been filed seeking a direction to the Senior Superintendent of Police, Tarn Taran to take action on the complaint Annexure P-1.

Taking into consideration the nature of the allegations levelled by the petitioner and the matrimonial dispute already pending in the Court of competent jurisdiction and the vague allegations pertaining to alienation

of property of grandfather of the petitioner, prima facie I do not find any cognizable offence having been made out from Annexure P-1. Therefore, no direction can be issued requiring the concerned authority to decide representation dated 19.03.2017 Annexure P1.

So far as the grievance of the petitioner regarding his life to be protected at the hands of the private respondents, is concerned, there being no specific instance of any infringement of the right of liberty specified in the representation, no such direction is warranted.

This petition is disposed of as not maintainable without prejudice to the right of the petitioner to launch prosecution in case any act falling under the definition of “cognizable offence”, is committed by any of the private respondents or to seek protection of life and liberty, in case there is any specific instance warranting the grant of relief for protection of life and liberty.

(M.M.S. BEDI)
JUDGE

April 21, 2017
harsha

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No