

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

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**COCP-1366-2018 &
CM-8947-CII-2018**

Date of decision:10.08.2018

SUBHASH SAINI

...PETITIONER

V/S

DR. ARUN SINGH, SUPERINTENDENT OF POLICE, JIND

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vijay Saini, Advocate,
for the petitioner.

Mr. Sandeep Singh Mann, Sr. DAG, Haryana,
for the State. .

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM-8947-CII-2018

C.M. is allowed subject to just exceptions. Filing of certified copies of Annexures P-1 to P-7 is dispensed with and the same are permitted to be taken on record.

COCP-1366-2018

Petitioner has approached this Court asserting disobedience of the order dated 03.10.2016 (Annexure P-1) passed by this Court in CRM-M-35345 of 2016 preferred by him, whereby the petition was disposed of with directions to the Superintendent of Police, Jind to look into the representation of the petitioner dated 19.02.2014 in accordance with law.

Upon notice having been issued, reply has been filed by the Superintendent of Police, Jind, wherein it has been stated that the

representation of the petitioner has been duly considered and disposed of vide order dated 13.05.2017 (Annexure R-2), wherein it was concluded that the parties have joined enquiry and their statements have been recorded and the allegations made by the petitioner in his representation dated 19.12.2016 against the private respondents were found false and frivolous and, therefore, the said representation was filed being without merit. Along with the reply, an order dated 05.12.2014 passed by this Court in CRM-M-30583-2013 (Annexure R-3), which was preferred by the petitioner under Section 482 of the Cr. P.C. praying for directions to investigate the matter and to lodge an FIR against the private respondent on the plea that the wife of the petitioner Krishna Devi had been detained illegally by Dharmender. The statement of Krishna Devi under Section 164 Cr. P.C. was recorded on 01.05.2013, wherein she had stated that she had left the house voluntarily with Dharmender as the petitioner had been beating her under the influence of liquor. It was further stated that a divorce petition has been filed by Smt. Krishna Devi, wife of the petitioner, which was pending in the Court of Additional District and Sessions Judge, Panipat.

In the light of the above, the present contempt petition does not survive and, therefore, the same stands dismissed.

August 10, 2018*pj***(AUGUSTINE GEORGE MASIH)
JUDGE****Whether speaking/reasoned: Yes/No****Whether Reportable: Yes/No**