

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

**CRM-M-1322 of 2015 (O&M)
Date of Decision: 04.04.2018**

Ravi Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Kanwaljit Singh, Sr. Advocate with
Mr. Abhishek Bajaj, Advocate
for the petitioner.

Mr. Pawan Sharda, Sr. D.A.G., Punjab.

Mr. A.P.S. Deol, Sr. Advocate with
Mr. H.S. Deol, Advocate
for respondents No.5 to 9.

ANITA CHAUDHRY, J

This petition had been filed in 2015 seeking directions to get the matter inquired from CBI or Crime Branch. The daughter of the petitioner was missing. The police has initially lodged a DDR on the statement made by the husband. The father subsequently got the FIR registered on 29.03.2014 where accusations were made that his daughter had been harassed by the in-laws. It was also revealed therein that it was the second marriage of his daughter and she was mentally disturbed and she had written a letter, that letter was also handed over to the police.

The complainant's daughter was married to respondent No.5 in 2012. The allegations were that she was not being treated well. The petitioner moved this Court for transfer of the investigation to CBI or the Crime Branch as his daughter was still missing. The State had been asked to file status report. Meantime, the petitioner had been filing repeated representations demanding that the sections be enhanced as he feared that his daughter had been done to death. Police meantime, had filed the challan under Sections 498-A, 406 and Section 363 of IPC. The police filed the supplementary challan under Sections 304-B and 201 Cr.P.C. The husband and his daughter were arrested while the mother-in-law was given anticipatory bail. The complainant initially had stated that his daughter had left the mobile phone at home but subsequently it was discovered that she had carrying her mobile phone and the police found that it was active even till much later.

On the last date of hearing, the State counsel had informed that there was a news reported and a girl by the name of Pooja had been recovered and they had called up the complainant but he refused to come to the police station to identify her. The petitioner was directed on the last date to visit the hospital and the police station to identify the girl.

Today the counsel for the petitioner states that the daughter of the petitioner had been recovered and she did not appear to be in a good mental health and he wanted to withdraw the petition.

From the above, it can certainly be said that it was not a case of dowry death, the girl is alive. The police will have to do some more investigation to find where she remained for the last three years. A lot of

time has already spent by the police on this case. Much needs to be said but I will refrain from saying anything as the trial is still pending.

The petition is dismissed.

April 04, 2018
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(ANITA CHAUDHRY)
JUDGE

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