

Criminal Misc. No. M- 14920 of 2016 (O&M)

Date of decision : May 18, 2018

Jaswinder Kaur @ Nindro

.....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Jatinder Kumar, Advocate
for the petitioner.

Mr. D.S. Sukarchakia, DAG, Punjab.

Ms. Gurpreet Kaur, Advocate for
Mr. Pardeep Bajaj, Advocate
for respondent No. 2.

LISA GILL, J.

This petition has been filed seeking a direction to the official respondents to take action on representations dated 17.11.2015 (Annexure P-1) and 24.02.2016 (Annexure P-2) submitted by the petitioner. Allegations of rape have been levelled against the person mentioned in the representations.

In the status report by way of affidavit dated 12.08.2016 of Sh. Ramneesh Kumar Choudhary, PPS, Assistant Commissioner of Police (North) Ludhiana, it is mentioned that inquiry was conducted by ASI/SHO Salem Tabari, District Ludhiana on complaints dated 30.11.2015 and 26.12.2015. During the course of the inquiry, the petitioner produced a mutual settlement arrived at between the parties. The inquiry officer concluded the allegations to be bereft of any truth as the relationship appears to be consensual. Recommendations of the inquiry officer were accepted. Opinion of the District Attorney was sought, who also concurred with the same, as is reflected in his report dated 24.03.2016 mentioned in para 3 of the status report.

It is further mentioned that notwithstanding the above, Special Investigation Team was constituted by the Commissioner of Police comprising of Additional Deputy Commissioner of Police, Headquarters & Security, Ludhiana, Assistant Commissioner of Police (West), Ludhiana and SHO, Police Station Salem Tabari to conduct a fresh inquiry. The matter was yet again inquired into by the Special Investigation Team and no truth was found in the allegations raised by the petitioner. The Commissioner of Police sought legal opinion from the District Attorney, who opined in consonance with the earlier opinion submitted by him.

In view of the above, no further orders are called for in this case. Needless to say the petitioner is at liberty to avail remedy/remedies as may be available to her in accordance with law.

Present petition is, accordingly, disposed of.

May 18, 2018

rts

(Lisa Gill)
Judge

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