

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

247

CRM-M-23506-2017

Date of Decision: 18.09.2018

KRISHNA DEVI

...Petitioner

Versus

STATE OF HARYANA & ORS

Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. S.K. Panwar, Advocate
for the petitioner.

Ms. Gagandeep Kaur, AAG, Haryana.

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JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure for issuance of an appropriate direction to the official respondents for investigation and to register a case/FIR under Sections 376, 506 and other appropriate sections of the Indian Penal Code against private-respondents No. 5 and 6.

Notice in this petition was issued and Mr. Ravinder Malik, Advocate put in appearance on behalf of the respondents No. 5 and 6 and submits Vakalatnama. The same is taken on record.

Reply on behalf of respondent No. 1 State by way of an affidavit of Rajiv Kumar, HPS, Deputy Superintendent of Police District Karnal has been filed and the same is taken on record. In the said reply it is submitted that the petitioner has not approached this Court with clean hands therefore the same is ought to be dismissed. It is further submitted that the complaint which was filed by petitioner-Krishna Devi widow of Late Sh.

Nanu Ram, was inquired by the Deputy Superintendent of Police, Crime Against Women, Karnal. During the course of inquiry a CD of conversation between the complainant and respondent-No.5 was produced by respondent No.5 which was minutely looked into by the inquiry officer and it was found that the complainant/petitioner is threatening the respondent No.5-Jasbir Singh. It was also found in inquiry that the complainant/petitioner had earlier also made live-in relations with her consent with one Naresh Saini @ Bantu and was in live-in relationship with him for many years and later on a quarrel took place between them and a complaint was lodged by the complainant-Krishna Devi against the said Naresh Saini @ Bantu and his family members on 06.10.2011. Thereafter the complainant made relationship with Jasbir Singh-respondent No.5 for about 2 years and after a dispute arose between them, she filed a complaint against Jasbir Singh-respondent No.5. It is submitted that the allegations in both the complaints are similar and it was found in the inquiry that the complainant/petitioner was extorting money from both Naresh Saini @ Bantu and Jasbir Singh-respondent No.5. As per the reply filed it is also submitted that all allegations levelled by the petitioner are false and baseless and that the petitioner is a habitual offender for trapping and extorting money from innocent people. Counsel for the private-respondents adopts the reply as filed by the State.

I have heard counsel for the parties and have also perused the detailed reply that has been filed. A perusal of the reply filed clearly shows that the matter was fairly investigated and various statements of witnesses have also been recorded which support the version of the private respondents to the effect that the petitioner was extorting money from

respondent No.5 and he had paid a sum of ₹4,60,000/- to petitioner. In view of the detailed reply filed this Court is not inclined to entertain the said prayer as mentioned in the petition and the same is dismissed.

18.09.2018
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(JAISHREE THAKUR)
JUDGE

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