

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

**CRM-M No.30083 of 2018 (O&M)
Date of Decision: 16.11.2018**

Sandeep Kaur

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Prabhjot, Advocate for
Mr. Amit Dhawan, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

Mr. Vipul Joshi, Advocate for
Mr. Preetinder Singh Ahluwalia, Advocate
for respondent Nos.8 to 10.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed for issuance of directions to respondent Nos.1 and 2 for investigation in case FIR No.122 dated 16.04.2018, under Sections 380 and 506 of the Indian Penal Code, registered at Police Station Sultanpur Lodhi, District Kapurthala. Further prayer is to direct respondent Nos.1 to 5 to protect the life and liberty of the petitioner.

In pursuance of notice, issued by this Court, reply by way of affidavit dated 12.11.2018 of Sh. Tejbir Singh, PPS, DSP, Sultanpur Lodhi on behalf of respondent Nos.1 to 5 has been filed. The same is taken on record. Copy supplied to the opposite side.

Perusal of paragraph 9 of the said affidavit reveals that investigation in this case has already been completed on 24.08.2018 and report under Section 173 Cr.P.C. was submitted against the petitioner and her co-accused before the Court of competent jurisdiction on 01.09.2018 and now the case is fixed for consideration of charges on 19.12.2018 before learned trial Court.

So far as prayer for life and liberty of the petitioner is concerned, the averments made in paragraph 10 of the said affidavit reveal that there is no threat to the life and liberty of either of the petitioner or her family members, rather she is trying to gain the sympathy of the Court by creating defence in her favour and the operative part of the said affidavit reads as under:-

“ It is further submitted that no threat to the life and liberty of either the petitioner or her family members has been assessed. The petitioner is trying to mislead this Hon'ble Court in order to gain sympathy and to obtain favourable order from this Hon'ble Court, besides creating defence in her favour. ”

In view of above, no further directions are required to be issued in the present case at this stage. Consequently, the same is disposed off as such. However, liberty is granted to the petitioner to raise all the pleas before learned trial Court at the appropriate stage.

November 16, 2018

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>