

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

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**CRM-29962-2018 in/and
CRM-M-33375-2018
Date of Decision:- 30.08.2018**

Ranjit Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr.Karandeep Singh Sidhu, Advocate for the petitioner.

P.B. BAJANTHRI, J.(ORAL)**CRM-29962-2018**

Pursuant to the order dated 06.08.2018 counsel for the petitioner has filed affidavit dated 16.08.2018 which reads as under:-

"1. That the aforesaid petition is pending adjudication before this Hon'ble Court and is now fixed for 17.08.2018.

2. That the Hon'ble Court had suggested that authenticated copy of Annexure P-1 i.e. complaint dated 30.04.2018 be placed on record and in the absence of the same an affidavit of the deponent stating therein that the aforesaid complaint had been moved to the SSP, Batala and the same was duly received by the office of S.S.P. Batala i.e. Respondent no.2 be filed before this Hon'ble Court in the present case.

3. That in compliance of the aforesaid suggestion put by this Hon'ble Court the deponent herein states that the petitioner had moved the aforesaid complaint (Annexure P-1) before the office of S.S.P. Batala (Respondents No.2)."

Specific question was posed on 06.08.2018 relating to authentication of Annexure P-1 in respect of producing necessary document by obtaining under RTI whether Annexure P1 has been received by the Senior Superintendent of Police, Batala or not. What has been stated in the affidavit is "*petitioner had moved aforesaid complaint (Annexure P-1) before the office of S.S.P. Batala (respondent No.2)*". The said statement would not give the status of authentication of Annexure P-1. Affidavit has not been filed by the deponent-petitioner whereas counsel for the petitioner-Mr. Karandeep S.Sidhu, has filed an affidavit. This is a clear case of abusing the court process.

At this stage, Mr. GBS Dhillon, Advocate submitted that learned counsel for the petitioner is a young Lawyer. It is only a bona fide mistake. Therefore, aforesaid observation be withdrawn. Accordingly, "This is a clear case of abusing the court process" is recalled. Learned counsel for the petitioner seeks permission to withdraw the present CRM and petition. He is permitted to do so. CRM stands dismissed as withdrawn.

Main case is taken on Board today itself.

Main case.

Dismissed as withdrawn. Reserving liberty to the petitioner to file a fresh petition in accordance with law.

30.08.2018

pooja saini

**(P.B.BAJANTHRI)
JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No