

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

Crl. Misc. M-34407 of 2018 (O&M)
Date of Decision: October 23, 2018

Aarti

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. G.S. Randhawa, Advocate
for the petitioner.

Mr. R.S. Khaira, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. seeking direction to the official respondents to take action against respondents No.5 and 6 or in the alternative to decide the representation dated 30.06.2018 (Annexure P-1).

Notice of motion was issued in the matter, pursuant to which appearance has been caused on behalf of the respondent-State and a status report by way of affidavit of Mr. Jaspreet Singh, PPS, Assistant Commissioner of Police, East, Amritsar City has been filed, which is taken on record.

In the reply, it is submitted that earlier the petitioner herein

filed application dated 16.06.2018 at Police Station E Division and application dated 27.06.2018 at Police Station B Division against her husband Amit Kumar (respondent No.5) and Preeti (respondent No.6) with the allegations of having extra marital relations with each other and making her consume phenyl forcibly. These application were firstly dealt with by ASI Satpal Singh at Police Station E Division and thereafter by ASI Satnam Singh at Police Station B Division, Amritsar City. It is stated that being dissatisfied with the action taken in the said applications, the petitioner herein submitted more applications dated 10.07.2018, 19.07.2018 and 14.07.2018, which have been dealt with by Mr. Jaspreet Singh, PPS, Assistant Commissioner of Police, East, Amritsar. It is further submitted that during the course of enquiry, the petitioner could not produce any incriminating evidence so as to ascertain veracity of the allegations of having extra marital relations between Amit and Preeti. It is also stated that as per the hospital record and opinion obtained from the doctor of Guru Nanak Dev Hospital, Amritsar, the allegation of making the petitioner consume phenyl by her husband Amit has also not been substantiated, because the petitioner left the Guru Nanak Dev Hospital, Amritsar without informing the hospital staff. It is further stated that the petitioner is not having cordial relations with her husband and they both have doubt on the character of each other, but without any evidence in this regard. In fact, the petitioner is a victim of domestic altercation and her husband i.e. respondent No.5 has already filed a petition under Section 9 of Hindu Marriage Act, which is pending consideration before the court.

In view of the above status report filed, this court is not

inclined to interfere in the matter.

Dismissed.

October 23, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No