

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM No.M-40849 of 2016 (O&M)
Date of decision:5.2.2018

Kamaljit Kaur

... Petitioner

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.D.R.Punia, Advocate,
for the petitioner.
Ms.Samina Dhir, DAG, Punjab
Mr.Deepak Sharma, Advocate,
for Mr.Pankaj Bali, Advocate,
for respondent no.5.
...

AMOL RATTAN SINGH, J. (Oral)

As regards any proof of the representation/complaint, Annexure P-7, having actually been filed in the office of the Commissioner of Police, Ludhiana, learned counsel for the petitioner submits that he has instructions from the petitioner that she had got it drafted in the civil Courts and had sent it by ordinary post to the office of the Commissioner of Police, Ludhiana.

Firstly, not even an affidavit of the scribe of the representation has been produced in Court and in any case at this stage even if some affidavit is filed, it would be a moot question whether it is genuine or simply executed to fill a lacuna pointed out by learned State counsel on the last date of hearing and today by this Court.

There being no proof of the petitioner actually having made a representation about 2 years ago to the Commissioner of Police, Ludhiana, the petition is disposed of with a direction that the investigation now

initiated upon an FIR having been registered, would be conducted speedily by the investigating agency and taken it to its logical end, as per law.

As regards non-appearance of the Managing Director/Managing Partner/Proprietor of the company/firm impleaded as respondent no.5, learned counsel today appearing for the said respondent submits that the order of this Court dated 11.1.2018 was never conveyed by the counsel who had appeared on that date.

Though the explanation is hardly acceptable, but since no proof of any representation filed by the petitioner before the police has also been produced in Court today by learned counsel for the petitioner, I do not consider it appropriate to now issue warrants to secure the presence of respondent no.5.

Disposed of.

5.2.2018
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No