

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-47075-2018

Date of Decision:-25.10.2018

Kavita Khanna

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

GURVINDER SINGH GILL, J. (Oral)

By way of filing this petition, the petitioner seeks issuance of direction to respondents No.1 to 3 to provide protection of life and liberty of the petitioner as well as other members of her family at the hands of respondent No.4 and also from police officials.

Learned counsel for the petitioner has submitted that earlier one false FIR was lodged against the husband of the petitioner containing allegations to the effect that he along with others had taken an amount of ₹15,00,000/- for sending son of respondent No.4 to Canada but he was never sent and thus based on said false allegations the FIR was lodged. Learned counsel has further submitted that now respondent No.4 in connivance with the police is pressurizing the petitioner and her family to return the amount of ₹15,00,000/- allegedly taken by petitioner's husband and other accused

and although the petitioner has nothing to do with the case she is being unnecessarily harassed.

Having heard learned counsel for the petitioner, the petition is disposed of with a direction to respondent No.2-Commissioner of Police, Ludhiana to look into the matter and to dispose of representation (Annexure P-4) expeditiously and in case, the allegations made therein are found to be well-founded then necessary steps warranted under law be taken thereupon at the earliest. It is further directed that in case, there is any genuine apprehension of threat to life and liberty of the petitioner and other members of her family, then adequate steps be taken so as to ensure that no harm is caused to them.

Further, in case, they are required to be associated with any inquiry or investigation or some information is to be elicited from them, then a written advance notice in terms of Section 160 of Criminal Procedure Code, 1973 be served upon them.

A copy of this order along with copy of representation (Annexure P-4) be sent to respondent No.2- Commissioner of Police, Ludhiana so as to enable him to do the needful expeditiously.

It is however made clear that aforesaid direction would not in any case confer any immunity on the husband of the petitioner against whom one FIR is lodged.

25.10.2018

Gaurav Sorot

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No