

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48849-2017 (O&M)

Date of decision:18.12.2018

Baldev Singh

.....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: Hon'ble Mr. Justice Kuldip Singh

Present: Mr. P.S. Hundal, Advocate for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

None for respondent No.4.

Kuldip Singh, J. (Oral)

Petitioner has filed the present petition under Section 482 Cr.P.C. for directing respondents No.2 & 3 not to harass the petitioner and his family members by calling them to Police Station time and again.

Learned counsel for the petitioner contends that it is civil dispute. There is an agreement of 2011, regarding which, the complaint is filed.

On the other hand, learned State counsel has referred to the complaint dated 06.07.2017 (Annexure R-1) which talks of an agreement of September 2011.

In the circumstances, petition is disposed of with direction to respondents No.2 & 3 to first examine the complaint and get the opinion from the District Attorney concerned whether the dispute is of civil nature or criminal nature. If the opinion is received that dispute is of criminal nature ,

then the petitioner and his family members are only to be called by issuing notice under Section 160 Cr.P.C. by mentioning reason and time.

In such circumstances, petitioner and his family members be called between 10.00 am to 5.00 pm. In case of ladies, they will not be called to the Police Station and Lady Official will visit the residence of the petitioner for questioning the ladies.

Accordingly, petition is disposed of.

(KULDIP SINGH)
JUDGE

18.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No