

S.No.127

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

CRM-M-36448 of 2019 (O&M)

Date of Decision:02.09.2019

Surinder Kaur

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 482 Cr.P.C for issuance of directions to respondents No.2 and 3 to direct respondents No.4 and 5 to do unbiased and fair investigation in the complaint given by the petitioner against respondent No.6 to 8 and take appropriate action under the provisions of law.

This Court has already held in another petition i.e. CRM-M-20457 of 2019 decided on 06.05.2019, that unless the statutory proceedings have already been initiated by statutory authority or Court under Code of Criminal Procedure (for short, "Cr.P.C"), the petition under Section 482 Cr.P.C is not maintainable for issuance of any direction. The remedy can be a writ petition under Article 226 of the Constitution of India.

In view of the above, the present petition is dismissed.

However, the petitioners would be at liberty to avail any other alternative remedy, in accordance with law.

September 02, 2019

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(RAJBIR SEHRAWAT)

JUDGE

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No