

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

104 - CRM-M-20358-2020 (O&M)

Date of Decision: 25.09.2020

Soma Rani & Anr.

... Petitioners

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Kuldip Singh, Advocate for the petitioners

Mr. HS Multani, AAG Punjab

GIRISH AGNIHOTRI, J. (Oral)

(1) The petitioners Soma Rani aged 38 years and Surjit Singh aged 39 have jointly filed the present petition under Section 482 CrPC seeking a direction to the respondents not to harass them or their family members by calling or picking up them in Police Station or implicating them in any false case on the behest of respondent No.3 and to give prior notice under Section 160 CrPC as and when the petitioners or their family members are required by the police. A further direction is sought to take action against respondent No.3 pursuant to the complaint/representation (P2) and provide protection to the petitioners and their family members.

(2) The records of the case show that on 24.07.2020, the case was adjourned to 06.08.2020 with certain directions. On 06.08.2020, learned State counsel was directed to seek instructions.

(3) Today on resumed hearing, learned State counsel, on instructions from ASI Darshan Lal, submits that FIR No.204 dated 15.09.2020 has been registered.

(4) At this stage, learned counsel for the petitioners, however submits that although in the complaint (P1), specific names of the accused

persons were mentioned but the FIR has been registered against unknown persons.

(5) In the peculiar facts and circumstances as noticed above, the present petition is disposed of as infructuous since substantive relief has already been granted. It is further directed that the Investigating Officer and the DSP concerned would grant hearing to the petitioner(s) so as to support the pleas made in the complaint. After granting the said hearing, the Investigating Officer and the senior officer(s) may proceed in accordance with law.

(6) Disposed of accordingly.

25.09.2020

Vvishal

(Girish Agnihotri)
Judge

1. *Whether speaking/reasoned?*

Yes/No

2. *Whether reportable?*

Yes/No