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

CRM-M No.23394 of 2020

Date of Decision: 27.08.2020

ASHA DEVI

.....Petitioner

Vs

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. Ramdeep Pratap Singh, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video conferencing.

This petition is for issuance of direction to respondents No.2 and 3 to register a criminal case against the private respondents.

Petitioner has alleged that her daughter namely Laxmi Singh aged 17 years has been enticed away by respondent No.4 along with respondent No.5. Daughter of the petitioner left the home on 22.06.2020 for some training of beautician. She never returned to house. Respondent No.4 is alleged to have kidnapped the girl in connivance with respondent No.5. The complaint made to respondent No.3-SHO did not yield any positive result.

According to the petitioner, age of her daughter is less than 18 years as her date of birth is 10.09.2003 as per school leaving certificate Annex.P-2.

Per contra, learned State counsel submitted that as per inquiry conducted by the Police, the daughter of the petitioner is above 18 years of age.

At this stage, without meaning anything on merits of the case, since a representation has been moved by the petitioner in terms of Section 154(3) Cr.P.C. (Annexure P-1), therefore, the same can be decided by respondent No.2 in accordance with law.

A direction is issued to respondent No.2 to take note of pending representation moved by the petitioner and decide the same in accordance with law without being influenced by any statement of fact made hereinabove. Respondent No.2 would be at liberty to associate any other person, who is well acquainted with the facts of the case. He may take into consideration the inquiry conducted by the Police so far.

It would be appreciated, if the needful is done within a period of one month from the date of receipt of certified copy of this order.

With the aforesaid direction, the petition stands disposed of.

August 27, 2020

Atik

Whether speaking/reasoned

Whether reportable

(RAJ MOHAN SINGH)
JUDGE

Yes/No

Yes/No