

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

101

CRM-M-29105-2020

Date of Decision:22.09.2020

RAJDEEP KAUR

...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Yogesh Goel, Advocate
for the petitioner.

SUVIR SEHGAL, J.(ORAL)

The hearing of this petition has been taken up through video conferencing due to coronavirus (Covid-19) pandemic.

Petitioner apprehends her arrest due to complaint bearing No.869-PC-II dated 20/21.07.2020 (Annexure P-4) submitted by the complainant/respondent No.6 before the Senior Superintendent of Police, District Ludhiana (Rural). It is argued by learned counsel that the dispute between the parties is purely of a civil nature and has deliberately been given the colour of criminal dispute.

Notice of motion to respondents No.1 to 5 only at this stage.

On the asking of the Court, Mr. S.P.S. Tinna, DAG, Punjab accepts notice on behalf of the State and upon instructions from ASI Hakam Singh, he informs the Court that the complaint (Annexure P-4) is pending investigation and no FIR has been registered as yet. He prays for dismissal of the petition as being premature.

I have considered the submissions of the parties.

It is not in dispute that an inquiry is pending before the police authorities on the complaint (Annexure P-4) submitted by respondent No.6 against the petitioner, though no FIR has been registered till now.

Therefore, keeping in view the above facts and circumstances, it is directed that in case an FIR is registered against the petitioner on the basis of the allegations levelled in the complaint given by respondent No.6 namely Tehal Singh, the petitioner will be served with an advance notice of three days before any coercive action is taken against him.

Petition is disposed of.

22.09.2020

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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned: Yes/No

Whether Reportable : Yes/No