

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

**CRM-M-33732 of 2020(O&M)
Date of Decision: 27.10. 2020.**

Om Parkash PETITIONER

Versus

State of Punjab and others RESPONDENT (s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Sarabjit Singh Sidhu, Advocate
for the petitioner.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition is for a direction to the official respondents to register an FIR against respondents no.4 to 7 for killing the petitioner's unborn child/foetus, by causing miscarriage of the petitioner's wife i.e., respondent no.4. Allegations have been raised *qua* respondent no.4 i.e., the petitioner's wife for having illicit relations with other persons.

It is submitted that representation dated 18.07.2020 (Annexure P-2) and representation dated 24.08.2020 (Annexure P-3), were submitted by the petitioner before the SHO, Police Station Khuikhera and Deputy Inspector General of Police (DIG), Punjab Police, Ferozepur Range. Learned counsel for the petitioner states that the petitioner's wife due to her illicit relations, pressurized him to seek a divorce and also conspired to grab his land. The petitioner's child, it is stated was aborted by respondent no.4 with the help of the petitioner's mother-in-law and the two private respondents. Respondent no.4, is alleged to have taken away gold and silver jewellery and left the matrimonial

home. Learned counsel for the petitioner submits that no action is being taken on representations dated 18.07.2020 (Annexure P-2) and 24.08.2020 (Annexure P-3), by the authorities and that the authorities should be directed to lodge an FIR and take action against the accused persons as named in his representations Annexures P-2 and P-3.

I have heard learned counsel for the petitioner and have gone through the file with his assistance.

Keeping in view the specific observations of the Hon’ble Supreme Court in Sakiri Vasu Vs. State of U.P, 2007 (5) Law Herald (Supreme Court) 3910, I do not find any ground whatsoever to interfere, at this stage, for issuance of a direction to the authorities for registration of an FIR. The petitioner clearly has an efficacious remedy in the given set of circumstances.

Petition is accordingly dismissed.

Needless to say, the petitioner is at liberty to avail the remedy/remedies as may be available to him.

October 27, 2020.
's.khan'

(LISA GILL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No