

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

117

CRM-M-35302-2020(O&M)
Date of Decision:05.11.2020

BHUPESH SINGH AND ORS

...Petitioners

Versus

STATE OF HARYANA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Abhimanyu Singh, Advocate,
for the petitioners.

Mr. Munish Sharma, AAG, Haryana

ANIL KSHETARPAL, J.

Hearing of the case was held through video conference on account of restricted functioning of the Courts.

This petition has been filed by 4 petitioners, with the following substantive prayers:-

“It is, therefore, respectfully prayed that the present petition may kindly be allowed while issuing directions to the official respondents not to harass the humiliate the petitioners in the name of taking, grabbing information with regard to Sube Singh who is stated to be the father of petitioner no.2 whereas they have no concern with the said Sube Singh and in fact, the marriage of petitioner No.1 with petitioner No.2 (minor) was solemnized by grandmother namely Bhateri Devi who is stated to be 74 years of age being custodian and guardian of her, in the interest of justice.

With further prayer that during the pendency of the present petition before this Hon'ble Court, interim direction may kindly be given to the official respondents not to implicate the petitioners in a false and frivolous litigation as they are about to implicate them in FIR No.360 dated 06.10.2020 registered under Sections 323/353/ 307 and 120-B of the Indian Penal Code, 1860 along with Arms Act, at Police Station City Sohna, Gurugram as they are law abiding citizen and no case has been registered against them of any nature uptill now, in the interest of justice.

It is further prayed that since the representation dated 20.10.2020 (Annexure P-2) already filed by petitioners no.1 and 2 before the Commissioner of Police (respondent no.2), is already pending, the same may kindly be directed to be decided and the petitioners may kindly be protected of being implicated unnecessarily in any case, in the interest of justice.”

Keeping in view the facts of the case, on 02.11.2020, the following order was passed:-

“Hearing of the case was held through video conference on account of restricted functioning of the Courts.

At the outset, Sh. Chetan Sharma, Assistant Advocate General, Haryana, has pointed out that FIR No.360 dated 06.10.2020 as disclosed in the caption of the petition is incorrect.

Learned counsel for the petitioners contends that the petitioner after her marriage is staying with her in-laws. She and her in-laws family are being harassed because the petitioner's father Sube Singh is wanted in some criminal case.

Sh. Chetan Sharma, Assistant Advocate General, Haryana, prays for some time to seek complete instructions and assist.

Adjourned to 05.11.2020.”

Mr. Munish Sharma, Assistant Advocate General, Haryana, has pointed out that petitioner no.1 and 3, have been named as accused in FIR No.360, dated 06.10.2020, whereas petitioner no.2 and 4, are not required by the police.

In view of the aforesaid, the present petition is disposed of by relegating petitioner no.1 and 3, to avail the alternative remedy.

(ANIL KSHETARPAL)
JUDGE

November 05, 2020
nt

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