

Sr.No.108

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

**CRM-M-41313 of 2020
Date of decision:10.12.2020**

Gurbir Kaur

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

Coram: Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present: Mr. Kamal Narula, Advocate
for the petitioner.

Through Video Conference

Jasgurpreet Singh Puri, J.(Oral)

Learned counsel for the petitioner has submitted that in the present case the petitioner is a lady of 48 years of age and is married to respondent No.4. However, respondent No.4 along with the other private respondents conspired together and have taken the possession of the entire istri dhan and the other dowry articles and instead of entrusting the same to the petitioner they have rather got the second marriage of respondent No.4 with another person during the subsistence of present marriage. Respondent No.4 has not only committed an offence under Section 494 IPC but he has also committed an offence under Sections 498-A and 406 IPC.

He has submitted that he has moved various representations to the police with regard to the same but no action has been taken. Learned counsel for the petitioner has referred to Annexure P-1 which although pertains to the second marriage of respondent No.4 with another person but so far as the recovery of dowry articles and istri dhan is concerned the same is not mentioned and that was mentioned in another representation.

Learned counsel for the petitioner has submitted that he will file a comprehensive representation to the Senior Superintendent of Police, Fazilka in this regard.

Notice of motion to respondents No.1 to 3.

On asking of the Court, Mr. Mehardeep Singh Dulat Addl.AG, Punjab accepts notice on behalf of the State – respondents No.1 to 3 and submits that in case the petitioner files comprehensive representation to the Senior Superintendent of Police, Fazilka then the same will be considered in accordance with law and in a time bound manner.

In view of the above, this Court is satisfied that at this stage there is no need to call for reply of the respondents and it will be fair and proper to direct the Senior Superintendent of Police, Fazilka that in case the petitioner files representation within a period of two weeks from today then the Senior Superintendent of Police, Fazilka shall look into the case and after

looking into the same shall proceed in accordance with law within a period

of two weeks thereafter.

Disposed of.

10th December, 2020
Shivani Kaushik

[JASGURPREET SINGH PURI]
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No