

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

CRM-M No.36458 of 2019

Date of decision: 11.02.2020

Hardeep Kaur

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. S.M. Sharma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for issuance of directions to the official respondents to re-investigate the complaint dated 14.09.2018 and for quashing of the report dated 19.08.2018 and for setting-aside the orders dated 20.08.2018, 27.08.2018, 30.03.2019, 06.04.2019 and 31.05.2019.

Counsel for the petitioner has argued that respondent No.10 – Ram Saran had advanced a loan of Rs.25,000/- and in lieu thereof, he demanded 03 cheques as security. 02 cheques were duly signed by the petitioner, which were from her own account and 01 cheque from her mother-in-law account. Thereafter, the petitioner received a notice from an Advocate regarding dis-honouring of a cheque and in this respect, the petitioner has given a complaint to the police authorities. It is further submitted that the police authorities on verification have recommended to file the complaint, therefore, he has filed the present petition for re-investigation of the same.

Reply by way of affidavit of the Assistant Commissioner

of Police – V, Cantonment, Jalandhar is already on record and in para 2 of this affidavit, it is stated that there was some transactions between the petitioner and Ram Saran regarding advancement of the land and in lieu of the same, some cheques were issued. It is further stated in the affidavit that the complaint given by the petitioner was duly enquired into by the Incharge, Police Post Jandiala, Police Station Sadar Jalandhar and the second enquiry was conducted by one SI Amrik Singh of the Economic Cell, Commissionerate Jalandhar and they concluded that the complaint relates to a money transactions regarding the loan and therefore, no offence is made out. It is also stated that the complaint under Section 138 of the Negotiable Instruments Act, is already pending against Balwinder Kaur, mother-in-law of the petitioner

In view of the above, considering the contention in the petition as well as the reply of the Assistant Commissioner of Police-V, Cant. Jalandhar, no cognizable offence is made out.

Accordingly, this petition is dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

11.02.2020
yakub

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No