

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

**CRM-M-13218 of 2021
Date of Decision: 23.03.2021**

Rakhi

Petitioner

Versus

State of Haryana and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. S. S. Sangwan, Advocate for the petitioner.
Mr. Pankaj Mulwani, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition seeking direction to the official respondents to immediately arrest respondents No. 5 and 6, who are constantly threatening the petitioner with dire consequences in case the petitioner does not withdraw FIR No. 9 dated 28.1.2021, under Section 10 of the Protection of Children from Sexual Offences Act, 2012 registered at Women Police Station, Panchkula, District Panchkula.

Learned counsel for the petitioner submits that representation dated 15.2.2021 was made but the same has not been decided. He argues that as per his knowledge the police is in the process of filing cancellation report. He further argues that FIR was lodged against the petitioner and she was kept in custody for seven days whereas in the present case the accused are not being arrested.

Learned counsel for the State appearing on advance notice submits that the matter is under investigation. There is a property dispute of the petitioner with her in-laws and the civil suit is pending. The allegations

are against both the uncles.

The apprehension of the petitioner is that the police is in the process of filing cancellation report. On the basis of an apprehension, interference by this Court is not called for. The petitioner has remedies in accordance with law.

The fact with regard to the allegations in the FIR against the petitioner are not before this Court. There cannot be any parity between two FIRs and the matter is still under investigation.

The petition is dismissed.

[AVNEESH JHINGAN]
JUDGE

23rd March, 2021
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |