

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021/07/16 16:27
I attest to the accuracy and
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CRM-M-24630-2021

Date of decision : 6.7.2021

Rajeev Pathania

..... Petitioner (s)

Versus

State of Punjab and others

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vaibhav Mittal, Advocate
for petitioner.
Mr. Sarabjit Singh Cheema, AAG Punjab.
(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

Petitioner is husband of respondent No. 4. The marriage between petitioner and respondent No. 4 took place on 19.1.2012. They have two children elder son Vihaan born on 26.11.2012 and younger son Aakarsh born on 11.9.2019. Differences and disputes have arisen between petitioner and respondent No. 4 because of which they are living separately. Petitioner has filed a petition for divorce. Respondent No. 4, on the other hand, has filed a petition under Section 125 Cr.P.C. for maintenance and also a complaint under the Protection of Woman from Domestic Violence Act, 2005 which is pending at Kharar Courts. Petitioner is appearing in these proceedings and is abiding by directions passed therein.

The grievance of petitioner is that he is presently working at Gurugram and is being repeatedly summoned by respondent No. 2 (SHO, Police Station Kharar) to the police station. He and his parents are being made to sit in the police station without disclosing the nature of complaint filed against petitioner and his parents. No notice under Code of Criminal Procedure is ever served on him.

In view of aforesaid, this petition is disposed of with a direction to official respondents that in case, presence of petitioner or his parents is required in connection with any complaint, inquiry or investigation, proper procedure as contemplated in Code of Criminal Procedure be strictly followed.

(HARINDER SINGH SIDHU)
JUDGE

6.7.2021
sjks