

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M-28637-2021 (O&M)
Date of Decision: 03.08.2021
(Heard through V.C.)

Jugraj Kaur

... Petitioner

VERSUS

State of Punjab and others

.... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present Mr. Rahul Bhargava, Advocate
for the petitioner.

JAISHREE THAKUR, J.(Oral)

1. This is a petition that has been filed under Section 482 Cr.P.C. seeking issuance of appropriate and necessary directions to the authorities to transfer investigation in the representation/complaint from respondent No.3 to another competent officer outside District Jalandhar on the ground that a fair and transparent investigation has not been conducted.

2. Learned counsel for the petitioner inter-alia would contend that the petitioner solemnized a marriage with Harpreet Singh on 06.11.2019 at Tarn Taran and a large dowry was given to the petitioner and his family members, however, the husband of the petitioner left abroad for Australia giving an assurance to the petitioner that he will call her there as soon as possible but he did not do so. The petitioner has been harassed and abandoned by her husband at the hands of the private respondents, who consequently thrown her out of the matrimonial house and retained all her

dowry articles. Apart from having abandoned the petitioner herein, it is contended that the husband, who has been arrayed as respondent No.12, has already solemnized a marriage with another woman namely Amarpreet Kaur without obtaining divorce from the petitioner. It is argued that the matter is not being investigated properly despite the fact that a complaint has already been filed with the respondent-State.

3. Notice of motion to the official respondents only.

4. Mr. A. S. Gill, Sr. DAG, Punjab appearing through the medium of video conferencing accepts notice. Learned State counsel on instructions from ASI Gurmail Singh submits that the instant petition has been rendered infructuous as FIR No.5 dated 30.07.2021 has already been registered under Sections 498-A/406 IPC against Harpreet Singh, Jasvir Kaur, Sukhwinder Kaur and Mandeep Kaur i.e. respondents No.12, 13, 15 and 16 in the present petition. However, on investigation only respondent Nos.12 and 15 have been nominated as accused.

5. Faced with this, learned counsel appearing on behalf of the petitioner would submit that he does not press the instant petition at this stage, however, seeks liberty to avail an appropriate remedy available in accordance with law against the other accused.

6. Dismissed as not pressed, with liberty aforesaid.

7. Other miscellaneous applications, if any, pending on date are disposed of accordingly.

03.08.2021

Seema Goran

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No