

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

CRWP-7901-2021

Date of Decision: 20.08.2021

Dalbir Kaur

....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Kehar Singh Hissowal, Advocate, for the petitioner.

Through Video Conferencing

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India seeking a writ, order or directions to the official respondents i.e. police officials to consider the representation of the petitioner Annexure P-3 and to issue direction to protect the life and liberty of the petitioner and her family to stop the harassment of the petitioner at the hands of the private respondents.

The learned counsel for the petitioner has submitted that in the present case a dispute arose between the petitioner and respondent Nos. 4 and 5. Since in the year 2019 the son of the petitioner wanted to go abroad and her family wanted to make some arrangement for money because the money was shown to be in the account of the son of the petitioner so that he

can go abroad. The private respondents told that they will give money but they will keep two blank cheques for security purposes. Thereafter, the petitioner and her family had immediate need of money and got Rs. 1 Lakh from respondent No.4 and supplied two blank cheques and thereafter the petitioner has been continuous giving back Rs. 20,000/- per month to respondent No.4 and at least Rs. 3,00,000/- has been deposited in the account of respondent No.4 and much more money has been paid back but the private respondents are threatening that they will implicate the petitioner in false cases. Various other threats have also been extended.

The learned counsel for the petitioner has submitted that he has moved a representation to the Senior Superintendent of Police, Kapurthala vide Annexure P-3 on 03.08.2021 but no action has been taken by the police.

I have heard the learned counsel for the petitioner.

A perusal of the averments made in the representation Annexure P-3 as well as the submissions made by the learned counsel for the petitioner it appears that the dispute between the petitioner and respondent Nos. 4 and 5 seems to be civil in nature and pertains to money transaction. Even a perusal of Annexure P-3 would show that the representation given to the Senior Superintendent of Police, Kapurthala is also vague. So far as the extending of threats to the petitioner are concerned, neither any date or any time has been mentioned but the allegations have been made in a mechanical manner.

The petitioner wishes to invoke the extra ordinary jurisdiction of this Court under Article 226 of the Constitution of India for issuance of a writ or direction for the purpose of settlement a civil dispute which is

otherwise also a disputed question of facts.

In view of the above, no ground is made out for interference and to invoke the provisions of Article 226 of the Constitution of India.

Consequently, the present petition is hereby dismissed.

However, in case at any point of time, the petitioner faces any real threat from the private respondents the petitioner can always make a complaint to the concerned police station in accordance with law.

20.08.2021

rakesh

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No