

106

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

CRM-M-50667-2021
Date of decision : 03.12.2021

Neenu and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rohit Mahajan, Advocate for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of directions to the official respondents to issue notice under Section 160 of Cr.P.C. in case the presence of the petitioners is required in any complaint filed by respondent No.4.

Learned counsel for the petitioners has submitted that son of the petitioners namely Amit was married to respondent No.4-Kirti Thakur. On 17.05.2017, the petitioners, after seeing the conduct of said respondent No.4 and their son, had issued publication in the newspaper dated 26.10.2017 (Annexure P-1) that they have disowned their son and daughter-law/respondent No.4. It has been argued that after the said publication, respondent No.4 and son of the petitioners shifted to Yamuna Nagar whereas the petitioners are residing in Mohali and, there is no connection between them and yet in a complaint which has been filed by respondent No.4, the petitioners are repeatedly being called without issuance of notice under

Section 160 of Cr.P.C.

Learned counsel for the petitioners has stated that the petitioners would be satisfied, in case the official respondents are directed to issue notice under Section 160 of Cr.P.C. to the petitioners, in case, the presence of the petitioners is required in a complaint filed by respondent No.4 with respect to matrimonial dispute.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Praveen Bhadu, AAG, Haryana, appears and accepts notice on behalf of respondent Nos.1 to 3 and has submitted that he is fully prepared to argue the matter and assist this Court. He has submitted that in case, an FIR is registered against the petitioners, then the police would always proceed in accordance with law.

Keeping in view the abovesaid facts and circumstances, the present petition is disposed of with a direction to the official respondents to issue notice under Section 160 of Cr.P.C. to the petitioners, in case, the presence of the petitioners is required in a complaint filed by respondent No.4 with respect to matrimonial dispute.

It is made clear that in case, there is FIR registered against the petitioners, then the present order would not ensue any benefit to the petitioners and the same would not come in the way of the police to take action in accordance with law.

03.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No