

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

CRM-M-6767-2020

Date of Decision: 16.08.2022

Harmanbir Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ritesh Pandey, Advocate, for the petitioner.

HARNARESH SINGH GILL, J.

The petitioner seeks issuance of directions to respondent Nos. 2 and 3 to take action on his representation dated 03.02.2020 (Annexure P.5), submitted by him for an impartial and fair inquiry on his complaint dated 19.06.2019.

Learned counsel appearing for the petitioner would vehemently contend that the marriage of the petitioner and respondent No.4-Kulwinder Kaur, was solemnized on 03.12.2017; that in April, 2019, she left her matrimonial home and started residing at her parental house and that she had misused the petitioner's facebook account and sent posts to his subordinates in order to malign his image. He further submits that respondent No.4 had also filed a complaint against the petitioner alleging matrimonial offences, but after inquiry, no substance in the said complaint was found and the same was consigned. Yet further, it is contended that in the complaint filed

by him against Kulwinder Kaur, despite the cyber cell report against her, the police had hushed up the matter, under the influence of respondent Nos.5 and 6 i.e. Kulwant Singh, Inspector and Nirmal Singh, Sub Inspector in the Punjab Police, the relatives of said Kulwinder Kaur.

It is further contended that faced with such a situation, the petitioner had made a representation to respondent No.2 way back on 03.02.2020, but till date no action has been taken on the said representation.

I have heard learned counsel for the petitioner.

Respondent No.4-Kulwinder Kaur, is the wife of the petitioner. As would appear from the contents of the petition itself, there appears to be a matrimonial dispute between the petitioner and said Kulwinder Kaur. The petitioner alleges his facebook account access by his wife and its misuse. As noticed above, complaint in this regard, was inquired into by the police and consigned to the record room.

Be that as it may, the fact remains that the petitioner and respondent No.4 are husband and wife. As per the petitioner himself, there exists a matrimonial dispute between the parties. Thus, instead of settling the disputes either mutually or through a proper legal recourse, the petitioner appears to have fallen prey to the unwarranted way of litigating against his wife by filing one or the other application/representation before the Police authorities. The present petition also seems to be the continuing link of the said chain.

This Court is not meant to transgress into the arena of matrimonial disputes of the parties by way an indulgence at the whims and fancies of either of them. The very approach of the petitioner to agitate such a cause through the present petition is beyond common logic and does not inspire any confidence.

In view of the above, finding no merit in the present petition, the same is hereby dismissed with Rs.10,000/- as costs, to be deposited with the District Legal Services Authority, Gurdaspur.

16.08.2022
ds

(HARNARESH SINGH GILL)
JUDGE

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