

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

114

CRM-M-15379-2022
Date of decision:09.08.2022

Sulochana

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Rohit Sharma, Advocate and
Ms. Vertika, Advocate for
Mr. Lupil Gupta, Advocate for the petitioner.

SUVIR SEHGAL J. (ORAL)

Instant petition has been filed under Section 482 of Code of the Criminal Procedure, 1973, (for short - “the Code”) seeking direction to official respondents No.2 to 4 to take action against private respondents No.5 and 6 and to inquire into complaint dated 28.02.2022, Annexure P-4, submitted by the petitioner. Another prayer has been made for initiating *suo motu* proceedings under Section 340 of the Code against the private respondents.

Counsel for the petitioner submits that the petitioner was married to respondent No.5 in 2012, who ousted the petitioner from her matrimonial home in 2014 and was habitual of physically assaulting her.

It has been submitted that respondent No.5 has filed a petition seeking

divorce, which is pending and he has performed second marriage with respondent No.6, even though the marriage with the petitioner is subsisting. Counsel submits that the petitioner has submitted a complaint dated 28.02.2022, Annexure P-4, with the official respondents, which is not being looked into. He submits that the petitioner would be satisfied, in case, a direction is issued to the official respondents to examine the same.

Notice of motion to respondents No.1 to 4 only at this stage.

On asking of the Court, Mr. Prabhjot Singh Walia, AAG, Punjab, accepts notice on their behalf. As per instructions received by her from ASI Dayal Chand, he submits that complaint, Annexure P-4, is pending.

Having heard counsel for the parties, but without commenting upon the allegations made in the petition or in the complaint, instant petition is disposed of with a direction to the Senior Superintendent of Police, Fazilka - respondent No.3 to examine the complaint, Annexure P-2, and to take suitable action thereon, as warranted in accordance with law.

09.08.2022
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No