

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

**CRM-M-14441-2022
Date of Decision: 05.04.2022**

Bimla

....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Naveen Sharma, Advocate for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 482 of the Code of Criminal Procedure seeking a direction to respondent Nos. 2 and 3 to take necessary action in accordance with law to trace Rajdeep son of the petitioner and Diksha niece of the petitioner.

The learned counsel for the petitioner has submitted that the son and niece of the petitioner are missing and for that purpose the petitioner had given a representation to the Commissioner of Police, Jalandhar vide Annexure P-1. He further submitted that the representation was sent through courier on 01.04.2022 and the receipt of the same at page No.11A of the paper-book and similarly an email was also sent on 01.04.2022 at 1.03 P.M and the screenshot of the same is at page No.11B and has submitted that despite the fact it was sent no action has been taken by the police.

I have heard the learned counsel for the petitioner.

The petitioner has approached this Court for invoking extraordinary jurisdiction under Section 482 of the Code of Criminal Procedure without giving reasonable time to the police authorities to take any action. A perusal of the representation (Annexure P-1) would show that it is dated 01.04.2022. Similarly a perusal of the courier receipt as well as email would show that it is on the same date i.e. 01.04.2022 and the present petition has been filed on the very next day i.e. 02.04.2022. Such kind of practice is not acceptable and at least some reasonable time has to be given to the police officials to look into the representation which is given by the petitioner and such kind of practice would make the present petition as not maintainable. No justification has come forth from the learned counsel for the petitioner as to why some reasonable time was not given to the police to at least go through the representation, if at all it has reached them and as to why on the next day the present petition has been filed.

In view of the aforesaid position, the present petition is hereby dismissed.

Needless to say that in future in case the petitioner has any grievance, then she shall be at liberty to approach the concerned police authorities in accordance with law and in case the representation is not redressed within a reasonable time, then she may approach this Court in accordance with law.

05.04.2022

rakesh

Whether speaking
Whether reportable

(JASGURPREET SINGH PURI)
JUDGE

: Yes/No
: Yes/No