

**112 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRWP-5500-2022

Date of Decision: 23rd September, 2022

Kulwinder Kaur

Petitioner

Versus

State of Punjab and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Varlin Garg, Advocate for the petitioner.
Mr. A.P.S. Tung, Deputy Advocate General, Punjab.

AVNEESH JHINGAN, J (Oral):

This petition is filed seeking directions to respondents No. 1 to 4 to protect life and liberty of the petitioner from the hands of private respondents No. 5 to 7.

From the pleadings, it is forthcoming that the petitioner was married to respondent No. 5 on 15.6.2014. The marriage was dissolved on 8.8.2016 by mutual divorce. Thereafter, the couple again solemnized marriage on 25.12.2016 at Jabalpur. Due to differences, on 16.3.2018, the petition seeking divorce by mutual consent was filed. The statements of first motion were recorded and it is alleged that respondent No. 5 took money from the petitioner but the second motion was not recorded. The representation was sent on 18.8.2021 through registered post to Director General of Police (Punjab), Inspector General of Police, Faridkot, Senior Superintendent of Police, Faridkot and Station House Officer, City Kotkapura, District Faridkot.

On 4.7.2022, the petition was adjourned on the request of learned counsel for the petitioner, thereafter, none had put in appearance on behalf of the petitioner twice. On 13.9.2022, the following order was

passed :-

“Learned State counsel on instructions from ASI Surinderjit Singh submits that at the instance of Mahavir (respondent No.5) FIR has been registered against Manjeet Singh (second husband of petitioner). He further submits that inspite of giving various opportunities, petitioner has not come the police station to support the allegations.

None has appeared on behalf of the petitioner. Similar was the position on last date.

In the interest of justice, list on 23rd September, 2022”.

Learned State Counsel today on instructions from ASI Chamkaur Singh submits that till date the petitioner has not appeared before the SI Satpal Singh of City Kotkपुरa. Learned counsel for the petitioner has disputed the said fact.

From the pleadings, it is forthcoming that the parties are involved in litigations, since long. There are vague allegations made in the representation. No steps have been taken by the petitioner for registering an FIR or lodging the complaint. In the representation, the prayer is made for protection of life and liberty of the petitioner from the hands of private respondents.

Prima facie, it is a matrimonial dispute, considering that no FIR and complaint was registered for any specific incident, bald statements have been made in the representation, no interference is called for in the writ jurisdiction.

Petition is dismissed.

Needless to say that petitioner would be at liberty to avail remedies in accordance with law for redressal of the surviving grievance, if any.

[AVNEESH JHINGAN]
JUDGE

23rd September, 2022