

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

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**CRWP-5752-2022
Date of decision: 19.07.2022**

SEHAJ KAUR @ SAJDAN

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Himanshu Puri, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition had been filed under Article 226/227 of the Constitution of India seeking issuance of directions to official respondents to protect the life and liberty of the petitioner as well as members of his family at the hands of respondents No. 5 to 8 who are allegedly harassed and threatening the petitioner and her family members with a further direction to the said respondents to ensure compliance with the mandate of Section 160 Cr.P.C.

Pursuant to the notice issued by this Court, the respondents have already been served, however, there is no representation on behalf of the said respondents.

Short reply by way of affidavit of Satnam Singh, Deputy Superintendent of Police, Sub Division Valtola, Camp at Bhikhiwind, District Tarn Taran has been handed over today in Court. The relevant

extract of the same reads thus:

“6) That it is submitted that the respondent No.8 Rajwinder Kaur has moved a written complaint against the petitioner before the Police of PS Sadar Patti vide Complaint No. 432-dasti dated 26.05.2022, which has been marked to ASI Gurmej Singh No. 1120/TT for taking action as per law. It is submitted that in the pursuance of said complaint, the petitioner was called at Police Station by ASI Gurmej Singh, on this the father of the petitioner alongwith other respectable persons of the locality were assembled on 02.06.2022 and requested that she will be produced on 06.06.2022, but the petitioner and her father did not come present and has sent a medical report dated 05.06.2022 of Hind Hospital of the petitioner to the effect that she is not well. But instead of appearing before the police, she has filed the present petition against the police officials just to harass them, which is totally false and baseless.

7). That it is further submitted that during the course of enquiry it is emerged that after the 06.06.2022 she was never called at Police Station by any police official as falsely alleged. As such the present petition is liable to be dismissed and she has filed the present petition with malafide one just to take the favourable orders of this Court.

8). That it is submitted that as per the statement so suffered by the respondent No.8 before the Police, her son has already been filed a petition under section 9 for Restitution of Conjugal Rights of the Hindu Marriage Act before the Family Court, Patti, District Tarn Taran which is pending. Therefore, the petitioner is not required to the police of PS Sadar Patti, District Tarn Taran at this stage. In case presence of the petitioner is required in future, then notice under section 160 of Cr.P.C. will be issued to petitioner in accordance with

law.”

A perusal of the same clearly shows that the official respondents have submitted in the aforesaid status report that in the event the petitioner is required for any investigation, notice under Section 160 Cr.P.C. shall be duly issued.

In view of the aforesaid short reply by way of affidavit furnished by Satnam Singh, Deputy Superintendent of Police, Sub Division Valtoha, Camp at Bhikhiwind, District Tarn Taran, learned counsel appearing on behalf of the petitioner does not press the present petition at this stage.

Dismissed accordingly.

(VINOD S. BHARDWAJ)
JUDGE

JULY 19, 2022

Vishal sharma

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