

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

CRM-M-39929-2022
Date of Decision: 10.10.2022

Sarabjeet Kaur

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Lupil Gupta, Advocate, for the petitioner.

HARNARESH SINGH GILL, J.

Through the present second petition (the earlier one having been dismissed as withdrawn vide order dated 14.07.2022), the petitioner seeks issuance of directions to respondent Nos. 2 to 5 to submit status report in FIR No. 177 dated 22.05.2022 under Section 302 read with Section 34 IPC registered at Police Station, City Faridkot. A further prayer is made to direct respondent Nos. 2, 4 and 5 to hand over the investigation in the aforesaid case to respondent No.3-Director, Punjab Bureau of Investigation.

At the very outset, the learned counsel was confronted with the order passed in the earlier petition on 14.07.2022 and asked if there was any change of circumstance. However, learned counsel for the petitioner, while conceding that the earlier petition had also sought the same relief, failed to point out any change of circumstance.

The said factual position clearly depicts the approach of the petitioner, who seems to be in the habit of filing one after

another petition with the same pleadings. When the Courts are already overburdened with large number of cases, filing of such a frivolous and unwarranted petition, is not only an abuse of process of law but interference in administration of justice.

Even otherwise, while considering the facts of the case on merits, it is the case of the petitioner that the police has not presented challan till date. The FIR in this case was registered on 22.05.2022. The earlier petition was dismissed on 14.07.2022. The investigational aspects are clearly the domain of the Investigating Agencies and the report under Section 173 Cr.P.C. would be filed in due course of time. At this stage, there is no material on record pointing out any lapse on the part of the Investigating Agency.

In view of the above, the present petition is dismissed with Rs.50,000/- as costs to be deposited in the Poor Patients Welfare Funds, PGIMER, Chandigarh.

10.10.2022
ds

(HARNARESH SINGH GILL)
JUDGE

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