

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CRM-M-52329 of 2021
Date of decision:09.02.2022

Seema Rani

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Kamal Narula, Advocate
for the petitioner.

SUVIR SEHGAL, J. (Oral)

Heard through video conferencing.

Instant petition has been filed under Section 482 Cr.P.C seeking direction to official respondents No.2 and 3 to investigate FIR No.243 dated 04.09.2021 registered under Sections 365, 368, 342, 343 of Indian Penal Code, 1860 at Police Station Sadar Fazilka, District Fazilka (Annexure P-1), wherein, Section 376 IPC was added later on, vide DDR No.33, dated 21.10.2021 (Annexure P-4) in a fair and impartial manner and to take action on basis of representation dated 18.11.2021 (Annexure P-5) moved by the petitioner.

Counsel for the petitioner submits that at the instance of the petitioner, FIR (Annexure P-1) was registered against accused-respondents No.4 and 5. However, thereafter, the said respondents started pressurizing the petitioner and her family members and threatening them. He submits

that on 15.09.2021, they kidnapped the petitioner and raped her and on the basis of complaint of petitioner, offence under Section 376 IPC was added vide DDR No.33 dated 21.10.2021 (Annexure P-4). Counsel submits that investigating agency was bound to register a fresh case, which they failed to do and petitioner has submitted a representation dated 18.11.2021 to Senior Superintendent of Police, District Fazilka-respondent No.2, in this connection. He submits that the petitioner will be satisfied in case a direction is issued to the concerned respondent to look into the representation.

Request made by counsel for the petitioner is just and fair.

Without examining the allegations levelled in the petition or in the representation, at this stage, the present petition is disposed of with a direction to Senior Superintendent of Police, District Fazilka-respondent No.2 to consider the representation dated 18.11.2021 (Annexure P-5) and thereafter, to take appropriate steps as warranted, in accordance with law.

A copy of this order alongwith copy of representation, Annexure P-5 be sent to the Senior Superintendent of Police, District Fazilka- respondent No.2 to enable him to do the needful expeditiously.

February 09, 2022
savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No