

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

**CRM-M-3741-2023
Date of decision : 24.01.2023**

Kulwinder Kaur

.....Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Manbir Singh Basra, Advocate
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of directions to respondents No.1 to 3 for conducting fair and impartial investigation in the cross version registered vide diary No.3 dated 29.11.2019, under Sections 323, 324, 452, 148, 149 of IPC to FIR No.147 dated 28.11.2019, under Sections 323, 324, 379, 295, 452, 148, 149 of IPC, registered at Police Station Dhariwal, District Gurdaspur and for addition of offence under Section 326 IPC on the basis of opinion of Board of Doctors.

It has been contended by counsel for the petitioner that on the earlier occasion, the petitioner approached this Court by way of filing CRM-M-52549-2019 which was disposed of vide order dated 16.01.2020. He has submitted that it was stated by learned State counsel that Section 326 IPC has been added vide DD No.23 dated 22.12.2019. He submits that though the offence under Section 326 IPC was added, however, the challan was not presented for the offence under Section 326 IPC as the investigation is not conducted in a free and fair manner.

Notice of motion.

On asking of the Court, Mr. Karunesh Kaushal, AAG, Punjab accepts notice on behalf of the respondents-State.

After hearing learned counsel for the parties and perusing the record, the present petition is disposed of with liberty to the petitioner to raise her grievance before the trial Court as in accordance with law.

24.01.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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