

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

CRM-M-40244 of 2019

Date of decision: 24.01.2023

Tripta Devi and another

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Naresh Kumar, Advocate
for the petitioner.

Mr. Anoop Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

The instant petition has been filed by the petitioner under Section 482 Cr.P.C., with a prayer for issuance of directions for remedial action on the complaints dated 23.07.2019, 27.07.2019 and 05.08.2019 (Annexure P-1 to P-3).

On issuance of notice of motion, reply by way of affidavit of Satish Kumar, PPS, Deputy Superintendent of Police, Sub Division Garhshankar, District Hoshiarpur has been filed on behalf of respondents Nos. 1, 2, 4, 7 and 8 wherein it has been stated as under:-

“That it is submitted that the petitioner submitted an application bearing No.4623-SSP, dated 23-07-2019 to SSP, Hoshiarpur and the said application was marked for inquiry to Deputy Superintendent of Police (Detective), Hoshiarpur. The Deputy Superintendent of Police (Detective), Hoshiarpur is conducting investigation into the said application and he recorded the statements of the petitioner party and opposite party. After completion of inquiry being carried out by Deputy Superintendent of Police (Detective), Hoshiarpur, action will be taken as per inquiry of the said application. The petitioner has levelled false and frivolous allegations against the answering respondent and same were being mentally denied. The petitioner has filed the present petition without waiting the result of the inquiry being carried by Deputy Superintendent of Police (Detective), Hoshiarpur. Therefore, the present petition is not maintainable and deserves to be dismissed.”

Learned State counsel on instructions from ASI Balbir Singh submits that the complaint of the petitioner have been enquired into and no cognizable offence has been made out against the private respondents.

Faced with this situation, learned counsel for the petitioners wishes to withdraw the present petition with liberty to avail other legal remedy as available to him in accordance with law.

Dismissed as withdrawn with aforesaid liberty.

24.01.2023
manoj

(NAMIT KUMAR)
JUDGE

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