

256

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37085-2018
Date of Decision:06.03.2024

Samarjeet Singh ...Petitioner

Vs.

State of Haryana and ors ...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Petitioner in person.

Mr. Gagandeep Singh Chinna, AAG, Haryana.

None for respondents No.5 to 7.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure with a prayer to issue appropriate directions to the respondents No.2 to 4 to take the proper and necessary legal action against the respondents No.5 to 7 and not to forcibly take away his daughter out of his lawful custody except in the due course of law.
2. A status report by way of an affidavit of the Deputy Superintendent of Police, City, Karnal has been filed on behalf of the respondents No.1 to 4 and the same is taken on record.
3. Learned State counsel on instructions from [SI Harbhajan Singh](#) submits that the petitioner is living in Amritsar with his minor daughter and the petition under the provision of Guardian and Wards Act, 1890 for taking the legal custody of his minor daughter is pending between the petitioner and his wife. He further submits that the respondents No.5 and 6 have got an FIR No. 76 dated 25.01.2019 under Sections 323, 34, 406, 498-A and 506 IPC at Police Station Civil Lines, Karnal, registered against the present petitioner and after the completion of the investigation, a final report under Section 173 Cr.P.C. was presented before the Court of Chief Judicial Magistrate, Karnal and at present, the trial is pending before the Competent

Court. He next submits that at present, no complaint against the present petitioner is pending with Karnal Police and the Karnal Police earlier visited the residence of the petitioner in connection with the case FIR No. 76 dated 25.01.2019 under Sections 323, 34, 406, 498-A and 506 IPC at Police Station Civil Lines, Karnal. However, at present, no complaint is pending with Karnal Police and Karnal Police has no concern with the matrimonial life of the petitioner and respondent No.6.

4. In view of the statement made by the learned State counsel, no further directions are required and the present petition is accordingly disposed off.

06.03.2024

(N.S.SHEKHAWAT)

M.Sikka

JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No