



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

137

COCp-1937-2024
Date of decision: 29.05.2024

Kirpal Singh ...Petitioner

Versus

Smt. Vatsala Gupta ...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Ms. Rishma Verma, Advocate,
for the petitioner.

Mr. Gunjan Mehta, Addl. A. G. Punjab.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Article 215 of the Constitution of India read with Sections 10 and 12 of the Contempt of Courts Act, 1971, for punishing the respondent for disobeying the order dated 28.02.2024 passed in CRM-M-10490-2024.
2. There is no provision in the Cr.P.C. for enabling a person to make a representation for getting any section added in the FIR. However, there are the provisions under which the complainant has several opportunities to raise his/her grievance qua non-addition of an appropriate section by the police. The appropriate Court, during the said prescribed procedure, has every power to take care of such a grievance. Hence, whether the Court should issue directions to consider a representation for adding a section in the FIR outside the procedure prescribed under the Cr.P.C, is, obviously, a moot point. Accordingly, for alleged non-



compliance of such an order, it would not be appropriate to initiate the contempt proceedings against any police person, as such.

3. Dismissed.
4. However, the petitioner would be at liberty to raise his grievance at the appropriate stage in the appropriate proceedings, in accordance with law.

29.05.2024
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No