



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-45390-2024
Date of decision:12.09.2024

Gurmel Kaur and others ...Petitioners

Versus

State of Punjab and others ..Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Dushyant Jog, Advocate for
Mr. Amritpal Singh Gill, Advocate
for the petitioners.

Mr. J.S. Dhaliwal, AAG, Punjab.

KARAMJIT SINGH, J. (ORAL)

1. The counsel for the petitioners submits that Naseeb Singh husband of petitioner No.1 and father of petitioners No.2 and 3 was suffering from chronic kidney disease and he died on 05.07.2024. That prior to his death, Naseeb Singh remained admitted in DMC Hospital, Ludhiana from 12.05.2024 to 22.05.2024 and discharge summary is Annexure P-1. It is further submitted that after the death of Naseeb Singh, his brother Dharam Singh (respondent No.4) in order to grab the share of Naseeb Singh out of ancestral property, lodged false complaint with the police alleging that Naseeb Singh died under suspicious circumstances. It is further submitted that the police of Moga is unnecessarily calling the petitioner to the police station, time and again, to harass her at the instance of brother of Naseeb Singh. Being aggrieved, the petitioners have filed the present petition under Section 528 of BNSS, 2023 seeking necessary directions to

respondents No.1 to 3 not to harass the petitioners at instance of respondent No.4.

2. Notice of motion.

3. Mr. J.S. Dhaliwal, AAG, Punjab, accepts notice on behalf of the State and on instructions from ASI Sandeep Kumar submits that the complaint filed against the petitioners by respondent No.4 was filed by the police. It is further submitted that petitioner No.1was never called to the police station concerned unnecessarily.

4. In light of the above, without expressing any opinion on the merits of the case, the present petition is disposed of with direction to respondents No.2 and 3 not to unnecessarily summon the petitioners to the police station concerned in connection with the complaint if any, pending against them with regard to death of Naseeb Singh. However, the police officials concerned are at liberty to proceed in the aforesaid matter but only in accordance with law.

12.09.2024
Yogesh

(KARAMJIT SINGH)
JUDGE

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