

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

254

CRM-M-16054-2018 (O&M)
Date of decision : 13.03.2024

Rajni Saini and another Petitioners

versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: None for the petitioners.

Mr. Jaswinder Singh Arora, DAG, Punjab.

Mr. Randeep Singh, Advocate for
Mr. Vipin Mahajan, Advocate
for respondents no.4, 6 to 19.

PANKAJ JAIN, J. (Oral)

1. By way of present petition filed under Section 482 Cr.P.C., the petitioners seek appropriate directions to respondents No.2 and 3 to take action against respondents No.4, 6 to 19 on the representation made on 15.03.2018.
2. Reply has been filed by the State. The stand taken by the State has been spelled therein as under:-

“xx xx xx

6. That the petitioner No.1 had filed a representation dated 15.03.2018 (Annexure P-5) before the office of respondent No. 2 i.e. Senior Superintendent of Police, Gurdaspur against the respondent No. 4 to 19 and other. The said application was marked to SHO Police Station Dinanagar (Respondent No.3) to verify the facts of the case. During the enquiry, it is revealed that the statement

of the eye witness namely Mohit Saini son of Sarwan Singh resident of Village Daburji has got recorded to the Inquiry Officer that the quarrel between the petitioners and Jognder Kaur (respondent No.5) and his daughter-in-law Samma. During the enquiry the allegation leveled by the petitioner against the respondent No. 4, 6 to 19 were found to be false. The deponent agreed with the report of Inquiry Office. Hence the complaint was filed.

7. That the petitioner No.1 namely Rajni Saini has also give same representation dated 15.03.2018 filed in the Hon'ble Punjab State Human Rights Commission, Chandigarh and the same was sent to the office of the SSP/Gurdaspur (respondent No.2) vide complaint No. 2792/6/2018 to submit Status report of the above said complaint. The Inquiry of the above said complaint has been conducted by the deponent. During the inquiry, the petitioner No.1 namely Rajni Saini has got recorded her statement before the deponent that she has already been filed a complaint case under section 452/427/511/506/34 IPC in the learned Court and also filed a complaint under section 107/150 Cr.P.C in the court of Sub-Divisional Magistrate, Gurdaspur. She agree with the decision of the court. The petitioner also stated that my complaint may be filed. The statement of the petitioner No. 1 is attached herewith as Annexure R-1/T.”

3. Counsel for the private respondents on the other hand submits that the complaint filed before Illaqa Magistrate also stands dismissed as withdrawn on 08.09.2023.

4. In view of the aforesaid facts, no further order is warranted.

5. Disposed off, accordingly.

6. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

13.03.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No