



IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

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CRM-M-13799-2025 (O&M)
Date of decision: 12.03.2025

Jyoti ...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Pratap Singh Gill, Advocate
for the petitioner.

Mr. Apoorv Garg, Sr. DAG, Haryana.

Mr. David Sardana, Advocate
for the complainant.

MANISHA BATRA, J. (Oral)

1. Prayer in this petition, filed under Section 528 of Bharatiya Nyaya Sanhita, 2023, is for issuance of directions to the respondents not to harass the petitioner by calling her to the police station in connection with case arising out of FIR No. 0379 dated 11.10.2024, registered under Section 24 of the Immigration Act and Sections 316(2) and 318(4) of Bharatiya Nyaya Sanhita, 2023 at Police Station Taraori, District Karnal.
2. At the very outset, learned Senior Deputy Advocate General, Haryana, who has advance notice of the petition and is ready to argue the matter, has submitted that the petitioner has been arraigned as an accused in the aforesaid FIR and she has been asked to join the investigation proceedings but she has not come forward to do so and instead, she has filed the present petition with false allegations of harassment. The present petition is nothing but a tactic by the petitioner to put pressure on the police officials.

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3. Learned counsel for the petitioner could not dispute the fact that the petitioner has been arraigned as an accused in the aforementioned FIR and she has not yet joined the proceedings therein.
4. Since admittedly the petitioner has been arraigned as an accused in the aforementioned FIR and has been called upon by the police officials several times to join the investigation proceedings which she has not done so far, hence, it cannot be stated that by that act itself, the police officials have subjected her to any harassment. Therefore, no ground is made out to issue any directions to the respondents. Accordingly, the present petition is dismissed.

12.03.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No