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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-58156-2024

Date of decision: 05.03.2025

Ranjodh Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Sumeet Pal Singh Aulakh, Advocate
for the petitioner.

Mr. Subhash Godara, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for issuance of directions to respondents No.1
& 2 to transfer the inquiry of complaint filed by respondents No.9 to 11 which
is pending with respondent No.7 to some higher officials under the Director
Bureau of Investigation or to form the Special Inquiry Team headed by some
Senior Police Officer, preferably, outside the District of SAS Nagar, Mohali.

The report of the Mediator dated 20.02.2025 is taken on record
which indicates that despite best efforts, parties could not reach to any amicable
settlement.

Learned counsel for the petitioner *inter alia* contends that the son
of the petitioner, namely, Gurjot Singh and respondent No.9 got married on
03.02.2020 and since then, both of them residing in Australia. Thereafter, the
matrimonial discord between them started in Australia. Initially, the son of the
petitioner filed a complaint against respondents No.9 to 12 which was
consigned to record by the police authorities. Thereafter, as a counterblast, a



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complaint was filed by respondent No.9 which is pending before respondent No.7 and threatening the petitioner that he would be implicated in a false case. The dispute between the parties is matrimonial discord and in this regard, the son of the petitioner has already filed a divorce petition before the jurisdictional Court in Australia. As such, apparently, no *prima facie* offence is made out against the petitioner and he is being harassed only because of being father-in-law of respondent No.9 and the manner in which respondent No.7 is proceeding against the petitioner, is alien to the procedure prescribed under the relevant statute without registration of the FIR.

The learned State counsel submits that in case the petitioner is required in any manner, advance notice of seven days would be issued to the petitioner under the provisions of Section 160, 41-A of Cr.P.C.

In view of the stand taken by the learned State counsel, the present petition is disposed of at this stage and the jurisdictional police authorities are directed to serve seven days' advance notice upon the petitioner under the provisions of Section 160, 41-A of Cr.P.C. in case the petitioner is required in any manner for examining the veracity of any complaint made by respondent No.9.

(HARPREET SINGH BRAR)
JUDGE

05.03.2025

Neha

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