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Prem Wati Vs. State

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SooperKanoon Citation : sooperkanoon.com/707857

Court : Delhi

Decided On : Aug-13-2001

Reported in : 93(2001)DLT646; II(2001)DMC701

Judge : S.K. Agarwal, J.

Acts : Code of Criminal Procedure (CrPC) , 1973 - Sections 382 and 438; Indian Penal Code (IPC), 1860 - Sections 34, 406 and 498A

Appeal No. : Crl. M. No. 3542 of 2001 in Crl. M.(M.) No. 2883 of 2001

Appellant : Prem Wati

Respondent : State

Advocate for Def. : Pawan Sharma, Adv.

Advocate for Pet/Ap. : Rajpal Singh, Adv

Judgement :
ORDER

Crl. M. 3542/2001 in Crl. M.(M) No. 2883/2001:

Allowed, subject to all just exceptions.

Crl. M.(M) 2883/2001 :

1. By this petition under Section 438 read with Section 382 of the Code of Criminal Procedure, petitioner is seeking protection against anticipated arrest in case under Section 498A/406/34, Indian Penal Code, being investigated by the Crime Against Women Cell, Ashok Vihar, Delhi. Petitioner is the mother-in-law of the complainant.

2. Issue notice to the respondents. Mr. Pawan Sharma accepts notice.

3. Learned Counsel for the petitioner submits that pending enquiry before the Crime Against Women Cell, petitioner apprehends that case may be registered and she is put to unnecessary harassment.

4. In the facts and circumstances of the case, it is ordered that whenever FIR is registered and petitioner is sought to be arrested, she would be given seven days' notice in writing. Petitioner shall participate and co-operate in the investigation, as and when required.

Order dusty.

5. Petition disposed of.

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