

IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

THE HON'BLE THE CHIEF JUSTICE SRI VIPIN SANGHI
AND
THE HON'BLE SRI JUSTICE RAVINDRA MAITHANI

WRIT PETITION (CRIMINAL) NO. 1541 OF 2022

31st OCTOBER, 2022

Between:

Vinod Kumar Petitioner

and

State of Uttarakhand & others Respondents

Counsel for the petitioner : Mr. Kishore Rai and Mr. Mani Kumar, learned counsels

Counsel for the respondents : Mr. J.S. Virk, learned Deputy Advocate General with Mr. Rakesh Kumar Joshi, learned Brief Holder for the State of Uttarakhand / respondent Nos. 1, 2 and 5

: Mr. M.K. Chand, learned counsel for respondent Nos. 3 and 4

The Court made the following:

JUDGMENT: (per Hon'ble The Chief Justice Sri Vipin Sanghi)

Counsel for respondent Nos. 3 and 4, the son and daughter-in-law of the petitioner, appears and states that the dispute between the parties is a civil dispute.

2) According to the said respondents, the present writ petition has been preferred at the behest of the elder son of the petitioner. Learned counsel for

respondent Nos. 3 and 4 further undertakes on behalf of respondent Nos. 3 and 4 that they shall neither issue any threat or coercion to the petitioner, nor cause any harm to him, physical or otherwise.

3) The said undertaking given on behalf of respondent Nos. 3 and 4 is accepted by the Court, and they shall remain bound by the same.

4) We direct them not to cause any harm to the petitioner, or issue any threats or coercion to him. It shall be open to the parties to ventilate their grievances in civil courts. Any complaint made by the petitioner with regard to any threat or coercion issued to the petitioner by respondent Nos. 3 and 4 shall be examined by the S.H.O. concerned, and appropriate action shall be taken thereon.

5) The petition stands disposed of in the aforesaid terms.

VIPIN SANGHI, C.J.

RAVINDRA MAITHANI, J.