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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM No. M-21001 of 2012
Date of Decision: 28.7.2015

Kailash Rani and another

--Petitioners

Vs

The State of Punjab and another

--Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : None for the petitioners.

Ms. Anmol Grewal, AAG, Punjab.

RAMESHWAR SINGH MALIK J. (ORAL)

Petitioners, by way of instant petition under Section 482 Cr.P.C., seek quashing of FIR No. 67 dated 04.06.2010 under Sections 452, 323, 148, 149 IPC, registered at Police Station Khuian Server, District Ferozepur.

Notice of motion was issued as far back as on 23.08.2012, however, despite having been granted twelve opportunities to the petitioners for serving respondent No.2-complainant, petitioners have failed to get the service effected upon respondent No.2.

On the last date of hearing, learned counsel for the petitioners sought one last and final opportunity to serve the unserved respondent No.2 by dasti process and on his request the following order was passed:

*Learned counsel for the petitioners
seeks one last and final opportunity to serve
the unserved respondent No.2 by dasti*

process.

Permission is granted.

Let respondent No.2 be served by the petitioner by way of dasti process before the next date of hearing.

List on 28.07.2015.”

On the last date of hearing, time of four months was granted to the petitioners to effect the service upon respondent No.2 by way of dasti process. However, office report dated 24.07.2015 shows that dasti notices could not be issued as no one came to collect dasti summons.

In view of the above, it seems that petitioners are not interested in pursuing the present petition. Neither the above said order has been complied with nor anybody has come present to press this petition.

After careful perusal of the impugned FIR, it cannot be said that even after taking the allegations levelled in the impugned FIR against the petitioners to be true at their face value, no offence whatsoever is made out against the petitioners. Thus, no case for quashing of impugned FIR is made out, on merits as well.

In view of the above, present petition is wholly misconceived, bereft of merit and without any substance. Thus, it must fail. No case for interference has been made out.

Resultantly, instant writ petition stands dismissed.

(RAMESHWAR SINGH MALIK)
JUDGE

28.7.2015
vandana