

**IN THE HIGH COURT OF PUNJAB AND HARYANAT AT
CHANDIGARH.**

CRM-M No.34522 of 2010(O&M)

Date of Decision:-21.12.2015

Ranjot Singh & Anr.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. H.S.Sullar, Advocate for the Petitioners.

Mr. Mikhail Kad, AAG Punjab along with
ASI Kulwinder Singh.

Ms. Puja Chopra, Advocate for respondent no.2-
Complainant.

JASWANT SINGH, J.(ORAL)

Petitioners-husband and mother-in-law of the complainant
Kiranpreet are seeking quashing of FIR No.172 dated 16.08.2002 for
offences punishable under Sections 406, 498-A, 420 of Indian Penal
Code registered with Police Station Sahnewal, District Ludhiana and
further challenge is to the order dated 14.01.2003 (**P-5**) whereby they
have been declared proclaimed offenders, passed by the learned
Additional Chief Judicial Magistrate, Ludhiana.

It is contended that both the parties have now remarried and settled in England. It is also contended that 19 Kanals of agricultural land was gifted away by the father of the husband-petitioner no.1 to the complainant daughter-in-law which has since been sold by the complainant for a sum of Rs.50 lacs, which would substantially settle the issue of alimony between the parties.

Learned Counsel for the complainant seriously disputes the issue of the settlement of alimony. She submits that her ex father-in-law was supportive to the complainant and was in litigation with the husband. She however, submits that she is not averse to an amicable settlement qua alimony and, therefore, does not oppose the quashing of the order dated 14.01.2003 (**P-5**) whereby both the petitioners have been declared proclaimed offenders since the proceedings have remained stalled.

Learned State Counsel keeping in view the nature of the dispute and the offer of the complainant does not contest qua the prayer for quashing of order at Annexure P-5.

Counsel for the parties heard.

At this stage learned Counsel for the petitioners prays for permission to withdraw the plea raised on the merits of the case and restricts his claim for setting aside the order declaring the petitioners as proclaimed offenders so as to join the trial and also mediation proceedings.

In view of the aforesaid agreed stand, the present petition is

partly allowed, the order dated 14.01.2003 (**P-5**) is hereby quashed. It is ordered that in case petitioners presents themselves before the trial Court on or before 15.02.2016, they will be released on bail subject to the satisfaction of the trial Court. Further proceedings shall be taken in accordance with law.

Disposed of in the above terms.

(JASWANT SINGH)
JUDGE

December 21, 2015
Vinay