

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM No. M-35367 of 2013

Date of decision: 10.02.2015

Rakesh Kumar alias Raj Kumar

.....Petitioner

versus

State of Punjab and another

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr. Ashok Kumar Khunger, Advocate for the petitioner
Mr. Neeraj Sharma, AAG Punjab
None for respondent No.2

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 57 dated 13.4.2013 under Sections 406, 498-A, 120-B IPC registered at Police Station City-1, Abohar, District Fazilka (Annexure P1) along with consequential proceedings.

It comes out that this petition was filed in October 2013.

The perusal of FIR shows that the complainant, namely, Anita Rani wife of Deepak Kumar had filed a complaint against nine persons.

Present petitioner Rakesh Kumar alias Raj Kumar was mentioned at serial No.9. The allegations were levelled regarding entrustment of dowry articles to various accused but no entrustment of dowry articles is alleged to the present petitioner. Present petitioner is the complainant's father-in-law's sister's son (Bua's son of husband of

the complainant). It is alleged that all the accused turned out the complainant from matrimonial house about one year two months back. No specific role is attributed to the petitioner, who is living at a different place than the matrimonial house of the complainant. It comes out that the petition was filed in the year 2013. Since no stay was granted, case is continuing. Now charges have been framed and four witnesses have been examined so far.

Since the petitioner is a distant relative of the complainant and there are no specific allegations against him, therefore, FIR No. 57 dated 13.4.2013 under Sections 406, 498-A, 120-B IPC registered at Police Station City-1, Abohar, District Fazilka (Annexure P1) alongwith the consequential proceedings stands quashed qua petitioner only.

The petition is accordingly allowed.

10.02.2015
gk

(Kuldip Singh)
Judge