

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

BAIKUMAR ARORA
2015.01.23 17:20

CRM-M-43902-2014 (O&M).
Decided on: January 22, 2015.

Priya and others

..... Petitioner(s)

Versus

State of Punjab and another

..... Respondent(s)

*** * ***

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

**PRESENT Mr.A.K.Khunger, Advocate,
for the petitioners.**

M.M.S. BEDI, J (ORAL).

Documents Annexures P6 to P10 are permitted to be taken on record.

CRM stands allowed.

The petitioners seek quashing of FIR and criminal proceedings including the order framing charges, inter alia, on the ground that the allegation against the petitioners is that they conspired and were able to produce the impersonator of Renu Kumari before Halqua Patwari to change the khasra girdawari on 16.3.1992. Reliance has been placed on affidavit of Renu Kumari saying that she had appeared before the revenue authorities herself.

I have considered the contentions of learned counsel for the petitioners and I am of the opinion that in the exercise of powers under Section 482 Cr.P.C., it will not be feasible for this Court to enter into niceties of the trial to arrive at a conclusion that no loss has been caused to the complainant or that the FIR has been registered without the investigation agency having actually recorded the statement of Renu Kumari. It will be open to the petitioners to seek acquittal or any other benefit on the basis of the statement of Renu Kumari made in the Court on the basis of alleged affidavit sought to be relied upon.

This petition is disposed of directing the trial Court to expeditiously record the statements of material witnesses and make an attempt to conclude the trial within a period of one year.

So far as the ladies are concerned, it will be open to them to move an application for exemption from personal which may be considered and allowed by the trial Court subject to any conditions.

(M.M.S. BEDI)
JUDGE

January 22, 2015.
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