

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-7542 of 2013 (O&M)

Date of decision: 1.4.2015

Paramjit Kaur and others

...Petitioners

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. S.S. Sodhi, Advocate for the petitioners.

Mr. Shilesh Gupta, Addl. Advocate General, Punjab.

Mr. Rakesh Bhatia, Advocate for respondent No.2.

Rajan Gupta, J.

This is a petition under section 482 Cr.P.C. seeking quashing of FIR No.154 dated 27.5.2012, registered against the petitioners under sections 341, 323, 506 read with section 34 IPC at Police Station Tripri Town, Patiala.

Learned counsel for the petitioners submits that petitioners have been falsely implicated. Civil litigation is already pending between the parties. A concocted story has been made out in the FIR. Thus, same deserves to be quashed.

Learned State counsel has opposed the plea. According to him, the issue can be decided only after evidence is led before the trial court.

I have heard learned counsel for the parties and given careful thought to the facts of the case.

FIR was registered at the instance of Harmeet Kaur wife of Balbir Singh. She stated that she had purchased land measuring 07 Bighas 14 Biswas at village Baran from Harbans Singh. However, accused claimed their stake in the land. On 27.5.2012 at about 2.00 P.M., she alongwith her aunt was coming to their house on foot from Gurudwara Mohan Singh. At that time a car stopped near them. The accused tried to abduct her aunt, but she resisted. As complainant tried to intervene, a brick was thrown towards her head. One of the accused brought an iron rod and gave a blow on her left shoulder. Other accused namely, Surjit Singh and Gurbir Singh also inflicted injuries. On raising alarm, certain persons saved the complainant.

The plea of the petitioners is that allegations are false and complainant has given a concocted story. In my considered view, all these pleas of the petitioners can be considered only after evidence is led before the trial court. There is no ground to interfere in inherent jurisdiction of this court.

Dismissed.

(RAJAN GUPTA)
JUDGE

1.4.2015
'Rajpal'