

*** IN THE HIGH COURT OF DELHI AT NEW DELHI**

Date of Decision: April 08, 2015

+ CRL.M.C. 1349/2015 & Crl. M.A.Nos.4952-4953/2015

ANKUR BASSI

..... Petitioner

Through: Ms. Swati Bhushan Sharma &
Mr.Naveen Sharma, Advocates

versus

MONIKA MALHOTRA

..... Respondent

Through: Nemo.

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

JUDGMENT
(ORAL)

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In this petition, quashing of complaint under Section 12 of the *Protection of Women from Domestic Violence Act, 2005* is sought on merits.

At the hearing, learned counsel for petitioner submitted that the instant complaint has been lodged after the period leaving the matrimonial house and that respondent was already married and during subsistence of the earlier marriage, the instant marriage was performed and a petition for annulment of this marriage is already pending. It is submitted that no case for domestic violence is made out.

Upon hearing and on perusal of the complaint (*Annexure-P-3*), this Court finds that it is quite apparent that petitioner had induced respondent

to marry him even during the subsistence of his first marriage and it is also apparent that parties were in live-in-relationship and allegations of petitioner subjecting respondent to cruelty do exist in the complaint in question.

In the considered opinion of this Court, no case for quashing of FIR in question is made out.

With aforesaid observations, this petition and applications are accordingly dismissed.

(SUNIL GAUR)
JUDGE

APRIL 08, 2015

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