

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15878 of 2014
Date of Decision: 26.09.2016

Bhupinder Kaur and OthersPetitioner

Vs.

State of Punjab and anotherRespondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.D.R.Punia, Advocate, for the petitioners.

Mr.J.S.Riar, AAG, Punjab.

Mr.Harinder Singh, Advocate, for respondent No.2.

RITU BAHRI, J. (ORAL)

This petition under Section 482 of the Code of Criminal Procedure is for quashing of the complaint filed by respondent No.2 under Section 12 of the Protection of Women From Domestic Violence Act (Annexure P-1) and other subsequent proceedings arising therefrom qua the petitioners.

Vide order dated 01.10.2013 (Annexure P-3), passed in CRM-M-26629 of 2010, this Court had allowed the petition, whereby, the FIR had been quashed qua Rupinder Kaur, Gurpreet Singh, Darbara Singh and Harpreet Singh. The present petitioners have been summoned in a complaint case under Section 12 of the Protection of Women from Domestic Violence Act vide order dated 11.03.2014 (Annexure P-2). In the impugned order, it has been observed that the proceedings initiated in the FIR No.155 dated 29.07.2010 for the offence under Sections 420, 406, 498-A IPC has been quashed. However, the summoning orders have been passed keeping

in view that there are no directions issued by the High Court for quashing of the present petition under Domestic Violence Act. However, as per complaint (Annexure P-1) shows that allegations in paragraph-4 of the complaint against all the present petitioners are general in nature. The petitioners harassed the respondent No.2/complainant-Harpreet Kaur by taunting and passing unsocial remarks for bringing less dowry articles and demanding Rs.10,00,000/- cash for settling abroad i.e. Canada with their family members. However, the parents of respondent No.2/complainant-Harpreet Kaur given Rs.14,000/- in cash to the petitioners and thereafter gave 10 thousand twice to her husband to see the cheerful life of their daughter.

After going through the details of the complaint, the allegations against the petitioners are found general in nature and FIR had already been quashed vide order dated 01.10.2013 passed by this Court, as such, the present petition is also allowed and complaint (Annexure P-1) is quashed.

(RITU BAHRI)
JUDGE

26.09.2016
anil

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>