

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Criminal Misc.No.M-1686 of 2016 (O&M)

Date of decision: 23rd August , 2016

Jasbir Kaur alias Jaspreet Kaur

...Petitioner

Versus

Kuldeep Singh and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Gopal Singh Nahel, Advocate, for the petitioner.

RITU BAHRI, J.(ORAL)

The petitioner has preferred the instant petition under Section 482 Cr.P.C. for quashing of the impugned order dated 02.12.2015 (Annexure P-6), passed by the learned Addl. Sessions Judge, Sangrur, dismissing the revision petition, preferred by her, against the order dated 17.07.2015 (Annexure P-4), passed by the learned Judicial Magistrate Ist Class, Sunam vide which the application moved by the prosecution-State under Section 319 Cr.P.C. for summoning respondent Nos.1 and 2 as additional accused was dismissed.

Heard.

After investigation, the challan was presented against accused Sukhdeep Singh and Baljit Kaur. The application under Section 319 Cr.P.C., moved by the prosecution, for summoning Kuldeep Singh and Jasvir Kaur-respondent Nos.1 and 2, who are 'jeth and jethani' of the complainant, has been dismissed by both the Courts below. The application has been rightly dismissed as complainant Jaspreet Kaur, while appearing as PW1 before the learned trial Court, had deposed regarding the harassment made by Kuldeep Singh and Jasvir Kaur-respondent Nos.1 and 2. However, during inquiry, they were kept in column No2. It has been further observed in the

Criminal Misc.No.M-1686 of 2016 (O&M)

Mamta
2016.08.29 10:29
I attest to the accuracy and
integrity of this document
-2-

impugned order dated 02.12.2015 that the complainant had decided not to reside with her husband and, therefore, no specific allegations are against respondent Nos.1 and 2 for summoning them as additional accused.

Therefore, the impugned orders, passed by the learned Courts below, are correct and as per law and do not require any interference by this Court.

Accordingly, the instant petition stands dismissed.

23rd August, 2016
mamta

(RITU BAHRI)
JUDGE

Whether Speaking/reasoned

Yes/No

Whether reportable

Yes/No