

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-32244 of 2016 (O&M)
Date of Decision: 18.10.2016

Kamlesh

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Paramjit Jakhar, Advocate, for the petitioner.

RITU BAHRI, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C., for quashing of complaint Annexure P-1 and Charge Sheet Annexure P-2 qua the petitioner. In which the learned trial Court framed the charges under Sections 497, 498 IPC, against the petitioner.

The complaint (Annexure P-1) has been made by respondent No.2-husband of the petitioner to the effect that petitioner and accused-Hardeep Singh have been found in objectionable conditions in his room. Thereafter, respondent No.2, made a complaint in the police station Narnaund about this incident. The offences under Sections 3, 4,5,6, and 7 of the Immoral Trafficking Act and 497, 498, 499, 500, 506, 217 and 218 IPC were registered against them. But after considering the evidence and hearing the arguments from both sides learned Court below charge-sheeted the accused persons under Sections 497 and 498 IPC.

Learned counsel for the petitioner submits that offences under Sections 497 and 498 IPC are not made out against the petitioner because

the real culprit is Hardeep Singh who had enticed away a married women

with a view to perform an offence under aforesaid sections.

Keeping in view that the offences under Section 497, 498 IPC are to be dealt with by the trial Court at the time of final stage of trial, no ground is made out to interfere in the order dated 30.07.2016 (Annexure P-2) and present petition is dismissed as such. However, liberty is given to the petitioner to raise all the plea before the trial Court during the course of trial.

(RITU BAHRI)

JUDGE

18.10.2016

anil

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