

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

Crl. Misc. M-39225 of 2016 (O&M)
Date of Decision: 07.11.2016

Manjit Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikas Bahl, Senior Advocate
with Mr. M.S. Batth, advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 482 of Cr.P.C., for quashing of the FIR No.116 dated 18.08.2015, under Sections 406, 498-A, 376, 506, 120-B, 34 of the Indian Penal Code registered at Police Station Gharinda, District Amritsar Rural.

It is argued by learned counsel for the petitioner that the said FIR is not maintainable, since no specific allegations have been made against the petitioner, who is the mother-in-law of the complainant.

At the very outset, learned counsel for the petitioner does not press for quashing of the FIR, at this stage and seeks to withdraw the relief and challenge the same at a later stage. Allowed to do so.

The only relief claimed at this instance is to challenge the order by which the petitioner has been declared a proclaimed person.

Learned counsel for the petitioner has also brought to the notice of this court that during the pendency of the proceedings under the FIR, the complainant died while residing at her parental home and separate proceedings had been initiated under FIR No.293 dated 13.12.2015 registered under Section 304-B of the Indian Penal Code, in which, interim bail was granted by this court on 29.08.2016 with a direction to the petitioner to join the investigation. But, on account of the fact that petitioner has been declared as a proclaimed person, she is not able to join the proceedings thereunder.

The instant petition is disposed of with the directions to the petitioner to appear before the trial court within a period of 10 days from today and on her doing so, she shall be admitted to bail to the satisfaction of the trial court. However, it is made abundantly clear that in case the petitioner does not approach the trial court within the specified period, any protection granted herein will stand automatically vacated.

The petition stands disposed of in the above terms.

November 07, 2016

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No