

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39327 of 2014
Date of Decision: 01.09.2016

Vishal and others

.....Petitioners

Vs.

Sonia Khatri

.....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Rahul Vats, Advocate, for the petitioners.

Mr.Kulbhushan Sharma, Advocate, for the respondent.

RITU BAHRI, J. (ORAL)

The prayer in the instant petition filed under Section 482 Cr.P.C. is for quashing of Criminal Complaint No.35 dated 24.09.2010 (Annexure P-1) and summoning order dated 16.09.2011 (Annexure P-2) and including order of learned Court of Sessions, Patiala dated 15.10.2014 (Annexure P-3) and all subsequent proceedings in the Court of SDJM, Rajpura, District Patiala, along with all subsequent proceedings arising therefrom.

During the pendency of the petition, charges have been framed and trial is now at the stage of recording of evidence. Only complainant has been examined. The revision filed by the respondent against the summoning order dated 16.09.2011 has been dismissed by Additional Sessions Judge, Patiala (Annexure P-3) on 15.10.2014 on the ground of delay. Complainant/respondent while appearing in the witness box as CW-5 had reiterated her stand as mentioned in her complaint. CW-3 sister of the complainant and CW-4 father of the complainant had fully corroborated and supported the statement of the complainant/respondent. Even CW-1 Ashok

Kumar and CW-2 Krishan Lal, who are residents of Kurukshetra, also supported the version of the complainant.

Since the trial is at the stage of recording evidence, the instant petition is being disposed of by giving exemption to petitioner No.1 to 3 for their personal appearance before the trial Court. It is being clarified that petitioner No.4-husband of the respondent shall appear before the trial Court till the conclusion of the trial.

(RITU BAHRI)
JUDGE

01.09.2016
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