

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-39789 of 2015

Date of decision : 22.09.2016

Subhash Chand and others

... Petitioners

versus

Anita Devi

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Ms. Bhavna grewal, Advocate
for the petitioners

ANITA CHAUDHRY, J.(ORAL)

The petitioners are facing trial in FIR No. 100 dated 31.07.2014 registered under Section 452, 323, 506, 34 at Police Station Satnali, District Mohindergarh . The challan had been presented and charge had been framed. The complainant was aggrieved as charge under Section 354 IPC had not been framed. The complainant filed a revision which was allowed and the matter was remanded back to the trial Court to re-frame the charges keeping into consideration the allegations made in the complaint. The allegations in the FIR are as follows:-

“On 27.05.2014 at about 5.00 p.m. in the area of PS Satnali accused Subhash Chand S/o Nathu Ram, Kishan Lal S/o Seobaksh, Puran Singh S/o Nathu Ra,, Sarwan Kumar S/o Puran Singh caused the simple as well as grievous injuries to the complainant, her mother-in-law, her husband and her father-in-law with lathies and fist and kicks blows whereas accused Sarwan Kumar committed house tress-pass by scaling the wall. He caught hold of her with bad intention and bit her on the lips and pressed her breast and when she raised hue and cry, her mother-in-law, her husband, her father-in-law came out of the room who were also beaten mercilessly. All the accused criminally intimidated the complainant and her family members with dire consequences.”

I have heard counsel for the petitioner at length. There are specific allegations under Section 354 IPC which were noted by the Additional Sessions Judge and the Revisional Court had rightly directed the trial Court to re-frame the charges and I find no infirmity in the order.

The petition is dismissed.

September 22, 2016
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(ANITA CHAUDHRY)
JUDGE

Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No