

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-12179-2016

Date of Decision: 27.03.2017

Sonia Rani and another

.....Petitioners

vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Teevar Sharma, Advocate,
for the petitioners.

Mr. Sulinder Kumar, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Learned counsel for the State, on instructions from the police official who is present in Court today to assist him, submits that though an FIR was registered, for the alleged tampering of the ration card issued in favour of the father of petitioner no. 1, i.e. Chander Bhan, as stated in the affidavit of the District Food and Supplies Controller, Kaithal (dated 21.10.2016), however, in view of the fact that the primary ration card holder, i.e. the father of petitioner no. 1, Chander Bhan, and the person who issued the ration card, i.e. retired Sub-Inspector Gopi Chand, have both expired, an 'untraceable' report has been submitted under Section 173 Cr.P.C., to the competent Court.

In view of the above, that issue is left to rest at the discretion of the competent Court, whether to accept or not accept the aforesaid report.

As regards the issue of petitioners having, *prima facie*, perjured

age as on the date of marriage, whereas she actually was seen to be less than that age as per her educational qualification certificate, learned counsel further submits that the matter may also be left to rest at this stage, with the petitioners having been blessed with a daughter and the marriage not having been repudiated upon the first petitioner attaining the age of majority, even as per the date given in her educational qualification certificate.

Though in all other such cases this Court has been ordering proceedings to be initiated under Section 340 Cr.P.C. against persons who have apparently perjured before this Court by giving false dates of birth, in the aforesaid circumstances, the matter is left to rest and the petition is permitted to be dismissed as withdrawn, in terms of the statement made by learned counsel for the petitioners on the last date of hearing.

(AMOL RATTAN SINGH)
JUDGE

March 27, 2017

nitin

Whether speaking/reasoned

Yes

Whether Reportable

No.