

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

Crl. Misc. M 11708 of 2018 (O&M)
Date of decision: 25.4.2018

Palvi Verma and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Baldev Singh Sodhi, Advocate
for the petitioners.

JAISHREE THAKUR, J.

This is a petition that has been filed under Section 482 of the Code of Criminal Procedure seeking for quashing of FIR No. 22 dated 2.5.2016 (Annexure P/1) registered under Sections 406, 498-A and 506 IPC and Sections 3 and 4 of the Protection of Women from Domestic Violence Act, 2005.

The aforesaid FIR came to be registered on the allegations of the complainant—Amanjit Kaur that she solemnized the marriage with Pankaj Verma on 10.3.2013, as per Sikh rites in Richi-Richi Palace at Amritsar and at that time sufficient dowry was given, which would inclusive of cash, gold items, fruit boxes, clothes, LCD, a motorcycle Hero, gold necklace, gold earrings etc. However, her husband and in-laws were not satisfied with the dowry articles and their behaviour was very rude towards her right from the day of her marriage. They started torturing, beating,

taunting and harassing the complainant on account of bringing inadequate dowry. It is alleged that in April, 2013, the parents of the complainant, in order to rehabilitate her, gave very good furniture, double bed, centre table, sofa, mattress and other household and kitchen articles. It is further alleged that in May, 2013, the complainant of the mother and brother gave new mattress, a cooler, but the petitioners still were not satisfied and ultimately, the complainant was thrown out of the matrimonial home.

Aggrieved against the said FIR, the instant petition has been filed stating that in the FIR only general allegations have been raised. Moreover, a petition under Section 9 of the Hindu Marriage Act was filed by the husband—Pankaj Verma in which a compromise took place.

I have heard learned counsel for the petitioner and have perused the copy of the FIR that has been annexed with the petition.

At the moment the allegations are such that the same cannot be discarded at the first instance. The challan has been presented in the court and the petitioners are facing trial in the said FIR. In so far as filing of the petition under Section 9 of the Hindu Marriage Act is concerned, the complainant herself has alleged in the FIR that the petitioner-accused intentionally gave a false address in the petition where she never resided. However, without going into the merit of the case, this Court is of the opinion that on face of the allegations made in the FIR, no interference is called for in the present petition.

Dismissed. However, petitioner No.1, who is stated to be unmarried sister of Pankaj Verma, husband of the complainant—Amanjit

Kaur, is hereby exempted from personal appearance and she is permitted to appear through her counsel.

25.4.2018
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No