

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

**CRM-M-28779-2018
Date of decision:-17.7.2018**

Sumit Rana

...Petitioner

Versus

Taranjyot Kaur and another

...Respondents

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.N.S. Shekhawat, Advocate
for the petitioner.

H.S. MADAAN, J.

This petition under Section 482 Cr.P.C. for quashing of criminal complaint titled as 'Ms.Taranjyot Kaur Versus Sumit Rana' pending in the Court of Additional Chief Judicial Magistrate, Gurugram and summoning order dated 27.7.2017 passed by Additional Chief Judicial Magistrate, Gurugram as well as judgment dated 18.4.2018 passed by the Court of Additional Sessions Judge, Gurugram dismissing a revision petition filed against the summoning order has been brought by Sumit Rana, an accused in the said criminal complaint, who is petitioner before this Court.

I have heard learned counsel for the petitioner besides going through the records.

A perusal of the criminal complaint reveals that there are

specific allegations against the petitioner-accused, which go to show that commission of cognizable offences against the accused with regard to molestation of the complainant at his hands and going to the extent of outraging her modesty using filthy language inappropriately touching the complainant physically. It does not appear to be a case of abuse of process of law since no woman would invite stigma on her moral character normally by levelling such type of allegations. Though it is contended that as a matter of fact the present petitioner had been assaulted by husband of the complainant in a complaint case and caused injuries regarding which, FIR for the offences under Sections 323, 506 IPC was recorded and the present complaint has been filed by wife of Siddharth Singh as a counter-blast to save him but then it is a matter of evidence. If Siddharth Singh has done something wrong, he would face the consequences. It has to be taken note of that petitioner had challenged the summoning order by way of filing revision petition before the Court of Sessions but that was dismissed by learned Additional Sessions Judge, Gurugram vide a detailed and well reasoned judgment discussing the law on the subject.

The summoning order passed by the trial Magistrate is also detailed and well reasoned one. Such order as well as the judgment passed by learned Additional Sessions Judge, Gurugram dismissing the revision petition challenging that order do not suffer from any illegality or infirmity, which might have called for interference by this Court while exercising jurisdiction under Section 482 Cr.P.C., rather the same are based upon proper appraisal and appreciation of evidence and correct interpretation of law.

The petition being without merit stands dismissed accordingly.

(H.S.MADAAN)
JUDGE

17.7.2018

Brij

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No