

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

CRM-M-32593-2018

Date of decision:-2.8.2018

Mr.Harjit Singh and another

...Petitioners

Versus

State of Punjab

...Respondent

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

Present : Ms.Jagriti Kalia, Advocate
for the petitioners.

H.S. MADAAN, J.

This petition under Section 482 Cr.P.C. for quashing of FIR No.10 dated 13.6.2012, under Sections 406 and 498-A IPC, registered at Police Station Women Cell, Bathinda and all the subsequent proceedings arising therefrom has been filed by petitioners Harjit Singh and Gulzar Singh, both of them being accused in the FIR.

In the petition, it is contended that initially the complainant had roped the entire family of her husband Harjit Singh (petitioner No.1) though the challan has been filed only against Harjit Singh and father-in-law Gulzar Singh. According to the petitioners, the allegations regarding demand of jewellery are false inasmuch as Sh.Raj Kumar c/o Suhag Jewellers, Sirki Bazar, Bathinda has deposed in that regard. The

petitioners further contended that no specific injury has been attributed to the petitioners.

After going through the petition and hearing learned counsel for the petitioners/accused, I find that no ground is made out to quash the FIR. The FIR in question was lodged by complainant, which is outcome of a matrimonial dispute. In the FIR, both the petitioners are named and specific allegations of harassment and torture of complainant at their hands on account of demand of dowry have been levelled. After completion of investigation, challan against both the accused has been filed and as stated by learned counsel for the petitioners, the trial is at the stage of recording of statements of prosecution witnesses. The very fact that on completion of investigation, the police has sent petitioners to face trial goes to show that as a result of investigation being carried out sufficient evidence could be collected to show that accused had committed cognizable offences. The guilt of the accused shall be determined during the trial. From the perusal of the FIR, it cannot be said that it does not disclose any cognizable offence. There is nothing on record to show that lodging of FIR by complainant was an act of abuse of process of law. No sufficient reasons exist to quash the FIR and ancillary proceedings.

The petition being without merit stands dismissed accordingly.

(H.S.MADAAN)
JUDGE

2.8.2018
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Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No