

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

CRM-M No.41329 of 2017

Date of decision : 30.10.2018

Sarabjit Kaur

.....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. G. N. Malik, Advocate for the petitioner.

Mr. C. L. Pawar, Senior DAG, Punjab.

Mr. Hitesh Verma, Advocate for the complainant.

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DAYA CHAUDHARY, J. (Oral)

Learned counsel for the petitioner submits that as per the allegations, the total amount is ₹28,00,000/- and an amount of ₹13,00,000/- which was deposited in the account of the petitioner has been paid to the complainant and remaining amount has been disputed by the petitioner. Learned counsel also submits that the petitioner has been implicated in the case being the wife of co-accused Amandeep Singh. The offence is triable by Magistrate and nothing is to be recovered from her.

Learned counsel for the complainant has opposed the submissions made by learned counsel for the petitioner on the ground that the same allegations are there against the petitioner and co-accused Amandeep Singh and there was compromise arrived at between the parties, which has been admitted in the petition. Total amount was admitted but

only an amount of ₹ 13,00,000/- has been paid.

Learned State counsel has opposed the submissions made by learned counsel for the petitioner on the ground that many cases are there against the petitioner and the co-accused. Though he has affirmed the factum of joining investigation by the petitioner.

By considering the submissions made by learned counsel for the petitioner and keeping in view the fact that the amount deposited in the account of the petitioner has also been paid to the complainant; that petitioner has joined investigation, which has been affirmed by learned State counsel; that the allegations are matter of evidence which shall be decided by the trial Court and the co-accused who is husband of the petitioner is behind bars, the interim order dated 16.11.2017 passed in favour of the petitioner is made absolute.

Disposed of accordingly.

30.10.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No