

CRM-M-6942 of 2015

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

CRM-M-6942 of 2015
Date of Decision: 27.09.2018

Mamta Rani

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Amit Dhawan, Advocate, for the petitioner.
Mr. Harpreet Multani, AAG, Punjab.
Ms. Riya Sharma, Advocate,
for Mr. Vikas Bali, Advocate, for respondent No.2.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 482 Cr.P.C. prayer has been made for quashing FIR No.75 dated 29.05.2014 registered under Sections 406, 417 and 120-B IPC at Police Station Division No.5, Jalandhar.

In nutshell, respondent No.2, who is mother-in-law of the petitioner lodged aforesaid FIR against him on the allegations that her son Avtar Singh is not coming home to live with his second wife Kamaljit Kaur and is living with the petitioner, his first wife.

Learned State counsel has also fairly conceded that no offence is made out against the petitioner.

Considering the submissions made by learned counsel for the petitioner, this Court finds that instant petition merits acceptance for the simple reason that grouse of respondent No.2-complainant is against her son Avtar Singh and not against the petitioner or any one else inasmuch as, in

case, son of respondent No.2-complainant is not returning home to live with

CRM-M-6942 of 2015

said Kamaljit Kaur, in that eventuality, petitioner cannot be blamed as she is legally wedded wife of son of respondent No.2-complainant.

In view of above, FIR No.75 dated 29.05.2014 is quashed.

Disposed of.

September 27, 2018
R.S.

(Ramendra Jain)
Judge

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No