

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-61790 of 2018

Date of Decision: December 21, 2018

Simranjit Kaur @ Simarpal Kaur @ Simar

.....Petitioner

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. G.S. Verma, Advocate
for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner seeks quashing of FIR No. 212 dated 03.11.2018 registered under Sections 328, 384, 506, 120-B IPC at Police Station City Sunam, District Sangrur.

Learned counsel for the petitioner submits that the petitioner had earlier filed a complaint against respondent No. 2 under Section 376 IPC but the police failed to register an FIR and, therefore, she approached this Court by way of CRM-M-29482-2018, in which notice of motion has been issued and the same is pending for 26.02.2019. The present FIR has been got registered during the pendency of the aforementioned petition and is, thus, a counter blast and is liable to be quashed.

Just because an FIR has been registered during the pendency of the petition seeking registration of an FIR against respondent No. 2, it can not be concluded that the FIR is malicious and has been registered as a counter blast.

Thus, no ground for quashing of the FIR is made. The petition is, accordingly, dismissed.

At this stage, learned counsel for the petitioner submits that he may be permitted to withdraw the present petition.

Dismissed as withdrawn.

December 21, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No