

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

CRM-M-30669-2018

Date of Decision 16.09.2019

Manjit Kaur and another

...Petitioners

Versus

State of Punjab and another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.S.Bhinder, Advocate for the petitioners.
Mr.SPS Tinna, Addl. Advocate General, Punjab.
Mr.J.S.Dadwal, Advocate for respondent No.2.

ANIL KSHETARPAL, J.

Through present petition, two petitioners namely Manjit Kaur and Amit Bhardwaj invoke inherent powers of this Court under Section 482 Cr.P.C. for quashing of FIR No.86 dated 03.06.2018 registered under Sections 420/120-B IPC at Police Station Bullowal, District Hoshiarpur.

Undisputed facts are that Jaskamal Bhardwaj, daughter of petitioner No.1-Manjit Kaur, was married to Bhupinder Singh, son of first informant-Mani Ram (respondent No.2 herein). It is claimed that Mani Ram had spent the amount on arranging Visa, Air Tickets, Embassy Charges for enabling his daughter-in-law to go abroad. It is the allegation of the first informant that when the marriage was settled, it was agreed that Jaskamal Bhardwaj, who had already cleared the examination of IELTS, would also sponsor spouse Visa for her husband namely Bhupinder Singh, which she has not arranged and therefore offence of cheating has been alleged.

Although learned counsel for the petitioners submits that the

amount has been spent by them, which is disputed by learned counsel for respondent No.2-first informant, however, this Court does not find it appropriate to enter into that controversy.

It is undisputed that Jaskamal Bhardwaj is daughter-in-law of Mani Ram-first informant. She is a family member of the first informant. Even if Mani Ram has spent some amount for facilitating her travel and settling her abroad, no offence can be said to have been committed by the petitioners i.e. mother and brother of Jaskamal Bhardwaj.

In view of the above, the present petition is allowed. FIR No.86 dated 03.06.2018 registered under Sections 420/120-B IPC at Police Station Bullowal, District Hoshiarpur and the consequential proceedings arising therefrom are ordered to be quashed.

16.09.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No