

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

CRM-M-54056-2018 (O&M)

Date of decision: 15.01.2019

Promila and another

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Saurabh Dalal, Advocate
for the petitioners.

Mr. Arun Kumar, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of FIR No.697 dated 30.09.2018 under Section 346 IPC, registered at Police Station Sadar Bahadurgarh and for protection of life and liberty of the petitioners.

On 05.12.2018, following order was passed by this Court: -

“.....The husband of petitioner No. 1, namely Suresh son of Karan Singh, has appeared on his own and on the persuasion of the Court, the parties were referred to Mediation and Conciliation Centre of this Court.

The Mediator has recorded statement of both the petitioners as well as of said Suresh.

Petitioner No. 1 Promila, in her statement, has stated that her marriage was solemnized with Suresh on 07.11.2000 and she has four children out of this wedlock. She has further stated that

she has left her matrimonial home on her own due to misbehaviour of her elder brother-in-law.

In the statement of Suresh, it has come that his wife Promila left matrimonial home due to some differences and he is ready to take her back and live with her peacefully. He has further stated that he will not cause any harm to both the petitioners as he knows that petitioner No. 2 has helped his wife by giving some money only.

Similar statement has been made by petitioner No. 2 that he has no interference in the matrimonial life of petitioner No. 1 and on the asking of petitioner No. 1, he has provided some money to her as she was apprehending threat to her life.

List again on 15.01.2019.

In the meantime, respondent No. 2 – Superintendent of Police, Jhajjar is directed to look into the grievance of the petitioners and provide them adequate security, if so required. The parties are directed to remain present in this Court on the next date of hearing.”

In pursuance of the aforesaid order, the parties have appeared before the Mediator and recorded their respective statements.

Reply by way of affidavit of Assistant Superintendent of Police, Bahadurgarh filed in the Court today, is taken on record and as per this reply, petitioner No.1 has appeared before the Illaqa Magistrate and has recorded her statement under Section 164 Cr.P.C., wherein it is stated that she has left the house for visiting Vaishno Devi and finding no truth in the complaint of

Naresh Kumar, the police has prepared the cancellation report on 11.01.2019.

Learned State counsel, on instructions from HC Davinder, submits that the cancellation report will be presented before the Illaqa Magistrate within a period of two weeks from today.

In view of the above, this petition is disposed of with a direction to the Illaqa Magistrate/trial Court to take final decision on the cancellation report within a period of four weeks, from the date of presentation of the cancellation report.

[ARVIND SINGH SANGWAN]
JUDGE

15.01.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No