

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

CRM-M-34247 of 2019.

Decided on:- September 27, 2019.

Harmanpreet Singh.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Ms. Sushma Chopra, Advocate
for the petitioner.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.79 dated 22.09.2012 under Sections 498-A and 406 IPC registered at Police Station City Ahmedgarh, District Sangrur (Annexure P-1) and all other subsequent proceedings arising therefrom.

Learned counsel for the petitioner states that the petitioner has falsely been implicated in the case. After getting the FIR registered against the petitioner, the complainant has not appeared before the trial Court to get herself examined in support of the prosecution case. She refers to the order dated 30.05.2019 passed by learned Judicial Magistrate 1st Class, Malerkotla, whereby for non-appearance on the part of complainant Jaswinder Kaur despite having been served in the case, non-bailable warrants have been issued for 14.08.2019. Even on 14.08.2019, she had not appeared before the trial Court and now the case is fixed before the trial Court on 15.10.2019.

At this stage, learned counsel for the petitioner states that the petitioner had to come all the way from Canada and is held up because of pendency of the present petition, whereas the complainant is not coming forward to depose in the case.

Notice of motion to respondent No.1-State only at this stage.

On asking of this Court, Mr. Sukhbeer Singh, A.A.G., Punjab accepts notice on behalf of respondent No.1-State.

Let requisite number of copies of paper book be given to learned State counsel during the course of the day.

I have heard learned counsel for the parties.

Without making any observations on the merits of the case, but considering the fact that the FIR in the case was registered on 22.09.2012 and the complainant is not coming forward to depose in the case despite having been issued non-bailable warrants against her, as is clear from order dated 30.05.2019 (Annexure P-5), the present petition is disposed of with a direction to the trial Court to expedite the trial and to conclude the same preferably within three months from today.

September 27, 2019
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No