

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

CRM-M-49928-2019

Date of decision : 25.11.2019

Germanjit Singh and others

.... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Angraze Singh Dhindsa, Advocate
for the petitioner.

GURVINDER SINGH GILL, J (ORAL)

Today at the very outset, learned counsel for the petitioners submits that he may be permitted to withdraw this petition with liberty to raise all the pleas raised herein, before the trial Court including his plea to the effect that it is a case which has basically arisen out of a matrimonial discord between the complainant and her husband Germanjit Singh and due to which, the complainant after having initially lodged an FIR under Section 498-A IPC (Annexure P-2) has subsequently chosen to lodge the present FIR against the petitioners who are her husband, brother-in-law and mother-in-law wherein weird allegations of attempt to rape have been levelled against her brother-in-law.

In view of the aforesaid submission, the petition is dismissed as withdrawn with liberty aforesaid. The trial Court is, however, directed to consider all the pleas and the background of the case, more particularly, the fact that it is a case which apparently seems had arisen out of matrimonial discord, at the stage of considering framing of charges and to pass a speaking order while considering the question regarding framing of charges.

It is further ordered that in case any application is filed for exemption from personal appearance of petitioner No.3, the same shall be considered in accordance with law, keeping in view the fact that petitioner No.3 is an aged lady.

(GURVINDER SINGH GILL)
JUDGE

25.11.2019

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No