

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

(105)

CRM-M-43970-2020

Date of decision: 10.02.2021

Manjit Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Amandeep Chhabra, Advocate
for the petitioner.

...

SUVIR SEHGAL, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Instant petition has been filed under Section 482 of the Code of Procedure seeking quashing of FIR No. 13 dated 04.02.2012, under Sections 376, 323 and 34 of the Indian Penal Code, 1860, registered at Police Station Civil Lines, Bathinda (Annexure P-1) and all consequential proceedings qua the petitioner.

Counsel for the petitioner has argued that the impugned FIR is a counter blast to FIR No. 012 dated 03.02.2012, under Sections 454 and 380 of the Indian Penal Code, 1860, registered at Police Station Civil Lines, Bathinda (Annexure P-2) by the petitioner against one Sukhjit Kaur, who is alleged to have stolen money and some important documents from her home on the asking of the prosecutrix. It has been further alleged that Sukhjit Kaur handed over the stolen articles to the prosecutrix. In

retaliation, the prosecutrix is alleged to have lodged the impugned FIR, wherein after investigation, cancellation report has been submitted, but it has not been accepted by the learned Chief Judicial Magistrate, Kaithal.

I have considered the arguments raised by the counsel for the petitioner.

A perusal of the FIR (Annexure P-1) shows that the very serious allegations have been levelled against the petitioner and other co-accused, who are alleged to have beaten her and got her raped from some unknown person. Allegations involving such a heinous crime against women cannot be quashed in such a light manner. Instant case does not fall in any of the categories laid down by the Supreme Court in *State of Haryana Versus Bhajan Lal 1992 Supp. (1) SCC 335*. Finding no merit in the petition, the same is dismissed.

It is surprising to note that the FIR (Annexure P-2) was registered way back in the year 2012 and there seems to be practically no progress in the matter.

Let status report be filed by the State regarding stage of the investigation.

List on 19.04.2021.

(SUVIR SEHGAL)
JUDGE

10.02.2021
Pardeep

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No