

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

Date of Decision: 5th August, 2022

CRM-M-25147-2018

Daulat Singh and others

Versus

Petitioners

State of Punjab and another

Respondents

CRM-M-54593-2018

Karamjit Kaur

Versus

Petitioner

State of Punjab and another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Jasraj Singh, Advocate for the petitioners.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab.

Mr. Sumit Kalyan, Advocate for respondent No.2.

AVNEESH JHINGAN, J (Oral):

Vide this common order both the petitions shall be disposed of as common question of fact and law is involved therein.

These petitions are filed for quashing of amended complaint (Annexure P-3), order dated 25.04.2017 (Annexure P-4), vide which the application for amendment of the complaint was allowed.

Learned counsel for the petitioners submits that the amendment sought was substantial in nature changing the allegations from Section 302 to Section 306 IPC. He further submits that petitioner could have filed new complaint.

Learned counsel for the complainant has no objection if the contention of the learned counsel for the petitioners is accepted.

In view of the contention of learned counsel for the petitioners and learned counsel for the complainant, the impugned orders are set aside. The complainant will be at liberty to file fresh complaint, if need so arises.

Petitions are disposed of.

A photocopy of this order be placed on the file of connected case(s).

[AVNEESH JHINGAN]
JUDGE

5th August, 2022
anuradha

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |