

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(132)

CRM-M-52668-2022
Date of Decision: 16.11.2022

Simran Singh

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. S.L. Chander Shekhar, Advocate for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for quashing of FIR No.94 dated 10.5.2019 registered under sections 498-A, 406 IPC at Police Station, Ajnala, District Amritsar (Rural) along with all the subsequent proceedings arising therefrom.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case only to harass and humiliate him. He submits that with the intervention of respectables both the parties have arrived at a compromise. He has drawn the attention of this court to the terms and conditions of the compromise, wherein both the parties have agreed to file a petition under section 13-B of Hindu Marriage Act for dissolving the marriage. Counsel submits that both the parties were bound to bring to an end the inter se litigation. It is submitted that petitioner has already paid a sum of Rs.1,60,000/- to the respondent wife, however, after receiving the same she backed out of the compromise and did not even come forward to file a petition under section 13-B of Hindu Marriage Act which was duly agreed. It is further submitted that all the dowry articles

have already been recovered from the petitioner. Counsel submits that petitioner has been cheated by the complainant wife and the prosecution of the petitioner is nothing but an abuse of the process of law.

Notice of motion.

On the asking of the court, Mr. Sandeep Kumar, D.A.G., Punjab accepts notice on behalf of respondent-State.

Learned State counsel on instructions from ASI Ranjodh Singh submits that case is under investigation and the investigating agency is yet to investigate the case thoroughly and thereafter challan will be presented in the court of competent jurisdiction.

In view of the above circumstances, present petition is disposed of with a direction to the investigating agency to conclude the investigation keeping in view the overall facts and circumstances of the case within a period of one month from today. However, petitioner would be at liberty to approach this court again, if so advised, at the appropriate stage.

(RAJESH BHARDWAJ)
JUDGE

16.11.2022

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No