IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

243 **CRM-M-45690 of 2019**
Date of decision:05.05.2022

Sarabjit Kaur ... Petitioner

Vs.

The State of Haryana and another ... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- None for the petitioner.

Ms. Ankita Ahuja, AAG, Haryana.

None for respondent No.2.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 482 Cr.P.C seeking quashing of FIR No.0520 dated 14.09.2019 registered under Sections 406, 498-A, 506 of Indian Penal Code, 1860 at Police Station Yamuna Nagar City, District Yamuna Nagar (Annexure P-1) and all consequential proceedings arising therefrom.

Short reply by way of an affidavit of Deputy Superintendent of Police, Yamuna Nagar has been filed on behalf of respondent No.1-State, which is taken on record.

State counsel has invited the attention of the Court to para 3 of the affidavit, which is reproduced as under:-

"3. That on the basis of aforesaid complaint a case FIR No.0520, dated 14.09.2019, u/s 406, 498-A, 506 IPC has been

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registered at P.S.City Yamuna Nagar. After registration of the case, investigation was carried out by the local police and during investigation of the case, Santosh Kumar and her mother have been joined in the investigation and during investigation it has been found that the husband of the complainant had gone to Afghanistan and he used to come at his house in India. The younger brother of the husband of the respondent No.2 has gone to Italy. The petitioner is residing with her daughter-in-law and grand children and they have separate ration card. Kamaljeet is distance (sic distant) neighbourer. It has also been found that the respondent No.2 has separate ration card with her husband. As such during investigation, the petitioner namely Sarabjeet Kaur, Ravinder Singh, Rajinder Kaur and Kamaljeet were found innocent. However, the allegations against Marinder Singh have been found cogent. The search of Marinder Singh has been made but he has not been found, so his warrant of arrest have been got issued. So, warrant of arrest of Marinder have been got issued for 04.01.2020. But the same has not been executed and now the warrants of arrest have been (sic issued) for 16.03.2020. As such investigation of the present case is continue (sic continuing). So, when the accused Marinder Singh will be arrested, then after completing the investigation, final report will be submitted before the ld. Area Magistrate."

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In view of the above development, as the petitioner has been found to be innocent, instant petition is rendered infructous and is dismissed as such.

(SUVIR SEHGAL)
JUDGE

May 05, 2022
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Whether Speaking/Reasoned	*Yes*
Whether Reportable	*Yes/No*

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