

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

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CRM-M-1832-2023

Date of Decision: 13.01.2023

Vaneet Gupta and Another

...Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Gautam Kaile, Advocate for the petitioners

Ms. Dimple Jain, AAG, Haryana

JAGMOHAN BANSAL, J. (Oral)

The petitioners, through instant petition, are seeking quashing of FIR No.028 dated 08.04.2022 (Annexure P/1) under Sections 498-A, 323, 406 (later on deleted) of IPC, registered at Women Police Station, Panchkula, District Panchkula.

Learned counsel for the petitioner, *inter alia*, contends that marriage of complainant/respondent No.2 was solemnized with respondent No.3 on 22.01.2014. The marriage of petitioners was solemnized on 2003 and since then petitioners are residing separately from respondents. The impugned FIR has been registered against petitioners, apart from others, on account of matrimonial discord between respondent Nos.2 and 3. The complainant filed complaint dated 30.06.2019 (Annexure P/9) before police authorities wherein petitioners were not named. The complainant, second time, lodged complaint dated 09.11.2021 wherein a totally different story was cooked. The aforesaid complaint was disposed of on the basis of compromise between the

respondents. The complainant has lodged third complaint on 01.04.2022 (Annexure P-4) and FIR has been registered on 08.04.2022 against the petitioners and other family members on the basis of averments made in complaint dated 09.11.2021 and not complaint dated 01.04.2022, even though complaint dated 09.11.2021 was disposed of.

Ms. Dimple Jain, AAG Haryana, who is present in Court on advance notice, submits that challan has already been presented

On being confronted with this fact, learned counsel for the petitioners seek permission of this Court to withdraw the present petition with liberty to file afresh with better particulars.

Dismissed as withdrawn with liberty as aforesaid.

(JAGMOHAN BANSAL)
JUDGE

13.01.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>