

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-6628 of 2021 (O&M)

Date of Decision: 8.2.2023

Randev Singh Saini

---Petitioner

versus

State of Punjab and another

---Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Harlove Singh Rajput, Advocate
for the petitioner
Mr. Amish Sharma, AAG, Punjab

JAGMOHAN BANSAL, J. (ORAL)

CRM-5296 of 2023

Prayer in this application is for preponment of the main case which is fixed for 20.7.2023.

In view of averments made in the application and arguments advanced, the same is allowed and the main case is preponed to today and taken on Board today itself.

CRM-M- 6628 of 2021 (O&M)

The petitioner, through instant petition, is seeking quashing of FIR No. 12 dated 21.6.2019, under Sections 406 and 498-A of Indian Penal Code, registered at Police Station NRI, District Police Commissionerate Jalandhar and all consequential proceedings arising therefrom.

Learned Senior counsel for the petitioner inter alia submits that marriage between the petitioner and respondent No. 2 was solemnized in India, however, it was consummated out of India i.e. in

Germany. The couple stayed in India just for nine days and for the rest of period they stayed in Germany. The competent Court of Germany had already passed a decree of divorce. The respondent misusing the process of law of India has lodged FIR against the petitioner who is facing harassment at the hands of respondent-complainant.

Learned State counsel submits that vide order dated 2.5.2022, charges stand framed and present petition in the present form is not maintainable.

On being confronted with this fact, learned Senior Counsel submits that trial court may be directed to expedite the trial because FIR was registered in June 2019 and respondent who is staying in Germany is not coming forward. The delay of trial could only cause mental and physical agony to the petitioner.

Without commenting on merits of the case, this Court finds prayer of learned Senior counsel just and fair. The trial court is requested to expedite the trial and make its best endeavour to conclude the trial within six months from today.

Disposed of accordingly.

All pending miscellaneous applications, if any, stand disposed of accordingly.

(JAGMOHAN BANSAL)
JUDGE

8.2.2023

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Whether speaking/reasoned : Yes

Whether reportable : Yes/No