

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.227

CRM-M-14191-2021 (O&M)
Date of Decision: 10.02.2023

Azadi Lal Sharma and another

.... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Amit Dhawan, Advocate
for the petitioners.

Mr. Harpreet Singh, Addl. A.G.Punjab.

Mr. M.S.Sachdev, Advocate
for respondent No.2-complainant.

TRIBHUVAN DAHIYA, J. (ORAL)

This is a petition under Section 482 Cr.P.C. seeking quashing of FIR No.0080 dated 03.12.2020, registered under Sections 406 and 498-A of IPC (Sections 420 and 120-B of IPC have been added later on) at Police Station Women, District Police Commissionerate, Jalandhar. The petitioners are father-in-law and mother-in-law of the complainant.

Learned counsel for the parties are *ad idem* that another petition for quashing of the instant FIR, bearing CRM-M No.42226 of 2021, was filed by co-accused Ashwani Kumar Sharma *alias* Tony Sharma and Payal Sharma, complainant's brother-in-law and sister-in-law respectively. This Court, vide judgment dated 11.03.2022, has quashed the FIR in question *qua* Tony Sharma, but the petition for quashing of FIR *qua* Payal Sharma, sister-in-law, has been dismissed.

Learned counsel for the petitioners is not in a position to dispute the fact that allegations in the FIR against present petitioners/accused are on the same footings as against Payal Sharma.

Learned counsel for respondent No.2-complainant as well as learned State counsel, on the other hand, submit that the allegations against the petitioners herein, in fact, are more severe as compared to the ones against Payal Sharma.

Since the nature of allegations against the petitioners are more severe than the ones against co-accused Payal Sharma, which have already been gone into by a Coordinate Bench and found to be *prima facie* constituting the offences alleged, leading to dismissal of the petition for quashing of the instant FIR *qua* her, this Court has no reason to take a view different than the one taken by the Coordinate Bench in its judgment dated 11.03.2022, passed in CRM-M No.42226 of 2021.

Accordingly, the present petition is dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

10.02.2023
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No