

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

(123)

**CRM-M-15787-2023
Date of decision:- 28.03.2023**

Aakriti Jain and others

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Sudhanshu Khanna, Advocate for the petitioners.

Mr. Gurlal Singh Dhillon, AAG, Punjab.

SUDHIR MITTAL, J. (Oral)

This petition has been filed for seeking quashing of FIR No. 0046 dated 11.03.2023, registered at Police Station Division 8, District Ludhiana, under Sections 342, 324, 506, 34 IPC and all the consequential proceedings arising therefrom.

It has been submitted that infact, the complainant side was the aggressor party. They trespassed into the house of the petitioners and assaulted them. However, the police has not registered any FIR, even after the complaint submitted by the petitioners. Instead, the counter FIR has been registered against the petitioners.

This submission cannot be accepted. Whether the petitioners were the aggressor or not is a matter of evidence and the same has to be evaluated

by the trial Court. Such evidence cannot be evaluated under Section 482 of Cr. P.C. The jurisdiction is confined to quashing of FIR, if a perusal of the same does not reveal commission of any offence which is not the situation in the present case.

In view of the above, the present petition is dismissed.

28.03.2023
Harish Kumar

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No