

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH
Sr. No.: 120

Criminal Miscellaneous No.M-25974 of 2022

Date of Decision: February 15, 2023

Devender Kumar Sharma

..... PETITIONER(S)

VERSUS

State of Haryana and another

..... RESPONDENT(S)

...

CORAM: **HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

...

PRESENT: - Mr. Neeraj Yadav, Advocate for the petitioner.

. . .

Tribhuvan Dahiya, J (Oral)

This is a petition under Section 482 Cr.P.C. for quashing of FIR No.4 dated 12.01.2022, under Sections 498-A, 354-C, 406, 506 & 34 IPC, registered at Women Police Station, District Rewari.

2. Learned counsel for the petitioner contends that on similar allegations the respondent-complainant has also filed a complaint under Section 12 of Protection of Women from Domestic Violence Act, 2005, therefore, the present FIR lodged on similar allegations is liable to be quashed.

3. A perusal of the complaint under Section 12 of Protection of Women from Domestic Violence Act, 2005 (Annexure P-2) establishes that it has been filed by the complainant seeking protection under Section 18 of the Act, residence under Section 19 of the Act, monthly maintenance under Section 20 of the Act, and compensation under Section 22 of the Act. Though the FIR in question might have been lodged on similar allegations, but it is to prosecute the petitioner for the criminal offences stated to be made out against him on the allegations

levelled. Investigation of the case is complete and report under Section 173 Cr.P.C., has also been filed in Court.

4. In view thereof, there is no ground to quash the FIR.
5. Dismissed.

(Tribhuvan Dahiya)
Judge

February 15, 2023
payal

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No