

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

214

CRWP-10853-2022 (O&M)

Date of Decision: 03.03.2023

Sarah Haque & another ...Petitioners

Versus

State of Haryana & others ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Jagjeet Beniwal, Advocate, for the petitioners.

Mr. Gurmeet Singh, AAG, Haryana.

Mr. Sanjeev Kodan, Advocate, for applicant – Jaya Phogat.

GURVINDER SINGH GILL, J. (Oral)

Today, at the very outset, learned counsel for the petitioners submits that he may be permitted to withdraw the instant petition with liberty to file afresh in case the petitioners ever at a later stage have any apprehension as regards their security.

However, learned counsel representing applicant - Jaya Phogat, who has moved an application for being impleaded, has opposed the withdrawal of the petition on the ground that petitioner No.2 had stated incorrect facts inasmuch as he had concealed the factum of his previous marriage with applicant - Jaya Phogat. Learned counsel has further submitted that the said concealment would warrant initiation of proceedings under Section 340 Cr.P.C.

This Court has considered the aforesaid submissions.

Having regard to the nature of relief sought in the present petition and having heard learned counsel for applicant – Jaya Phogat, this Court is of the view that in the interest of justice as well as in the interest of the parties in order to avoid perpetual precipitation of ill-will among them, it is not expedient to initiate proceedings under Section 340 of Cr.P.C.

Consequently, the instant petition stands dismissed as withdrawn with liberty as prayed for.

Pending application/s, if any, also stand disposed of.

03.03.2023

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**