



CRM-M-49084-2022 (O&M) and CRM-M-50344-2022 (O&M)
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123 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49084-2022 (O&M)
Date of Decision: 22.05.2024

DARSHAN KUMAR AND ANOTHER
.....PETITIONERS

Vs.
STATE OF PUNJAB AND ANOTHER
.....RESPONDENTS

123-1 CRM-M-50344-2022 (O&M)
GAGANDEEP GARG
...PETITIONER

VS.
STATE OF PUNJAB AND ANOTHER
....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Ms. Rachna, Advocate, for
Mr. Lupil Gupta, Advocate,
for the petitioner(s).

HARPREET KAUR JEEWAN J. (ORAL)

1. This order shall dispose of two petitions bearing No. CRM-M-49084-2022 and CRM-M-50344-2022, filed under Section 482 Cr.P.C. for quashing of the Criminal Complaint bearing No. COMI-22/2022, dated 08.03.2022, under Sections 498-A, 406, 323, 506 and 148 of the IPC, read with Section 149 thereof, as well as the summoning order dated 02.07.2022, passed by learned Judicial Magistrate Ist Class, Sardulgarh, District Mansa, summoning the petitioners under Sections 498-A and 406 of the IPC for facing the trial in the aforesaid complaint. Since both the petitions pertain to a similar complaint and impugned order, therefore, these are proposed to be

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disposed of by this common order, being passed in **CRM-M-49084-2022** taking the facts therefrom for the sake of convenience of the Court.

1.1 CRM-M-49084-2022 has been filed by the father-in-law and the mother-in-law of the complainant-respondent No. 2 and CRM-M-50344-2022 has been filed by the husband of the complainant-respondent No. 2.

2. Learned counsel for the petitioners *inter alia* contends that during the inquiry conducted by the Deputy Superintendent of Police, Crime against Women and Children, Mansa, an observation has been recorded that respondent No. 2 has given the complaint against her husband and against the family members of her husband only to pressurize them as she wanted that share of her husband in the property of the family of her in-law should be transferred on her name. Reference has been made to the communication dated 11.10.2021 (Annexure P-1) sent by the Deputy Superintendent of Police, Crime against Women and Children, Mansa, to the Senior Superintendent of Police, Mansa.

2.1 It is also contended that an observation has been recorded in the said inquiry report that husband of the complainant is still ready to rehabilitate the complainant with him but the complainant is adamant to take her husband's share of property from the property of her in-laws. Therefore, the allegations levelled by the complainant against her husband and her in law family are baseless, as such, the police recommended to consign the complaint.

3. The counsel for the petitioners further contends that despite the said observations, the trial Court has passed the summoning order.



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- 4. However, after arguing for some time, learned counsel for the petitioners submits that she may be permitted to withdraw the present petitions.
- 5. Dismissed as withdrawn.

May 22, 2024
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(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether reportable	No