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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25253-2024 (O&M)
Date of decision: 18.05.2024

Ranbir Kaur

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Pawan Attri, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. Present petition has been filed under Section 482 Cr.P.C. seeking quashing of Kalandra/GD No.021 dated 23.02.2023 under Section 182 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Pehowa, District Kurukshetra and all the subsequent proceedings emanating therefrom.
2. Learned counsel for the petitioner, *inter alia*, contends that the petitioner lodged an FIR No.0010 dated 11.01.2023 under Sections 323, 34, 354, 354-B, 506 of IPC, at Police Station Pehowa, District Kurukshetra against private respondents No.5 to 8 on the allegations that on 10.01.2023, they outraged her modesty and as a counter-blast to the said FIR, respondent No.5 also got registered FIR No.11 dated 11.01.2023 under Sections 148, 149, 323,



324, 506 of IPC, at the same police station against seven persons including husband of the petitioner, her son and other members of her family. It is further contended that the police officials, in collusion with private respondents No.5 to 8, obtained signatures of the petitioner on blank papers and prepared a false affidavit purporting to that of the petitioner. In that affidavit, it is shown that the petitioner has got the FIR registered due to some misunderstanding and her clothes were torn, as she fell down and hit by the motorcycle parked in the street. Learned counsel for the petitioner emphasizes on the ground(s) stated in the cancellation report, which was prepared on the basis of false affidavit, that it is highly implausible and too far-fetched and it vindicates the stand of the petitioner that jurisdictional police authorities are hand in gloves with the private respondents. At the behest of the private respondents, impugned kalandra was presented on 23.02.2023 against the petitioner. The cancellation report could not have been filed only on the basis of one affidavit, whereas the petitioner recorded her statement before the jurisdictional Magistrate under Section 164 Cr.P.C. on 14.01.2023, in which she clearly implicated all the private respondents. As such, connivance of the local police with the private respondents is clearly established on record. Thereafter, the petitioner filed a criminal complaint on 05.04.2024, which is attached with the present petition as Annexure P-6.

3. Having heard learned counsel for the petitioner and after perusing the record of the case with his able assistance, this Court finds no force in the arguments advanced on behalf of the petitioner. Whether the petitioner has



signed any blank papers, on which a false affidavit is prepared, is a matter of evidence.

5. Thus, without commenting anything on merits of the case, lest it may prejudice the right of the parties, this Court finds no ground to quash the impugned kalandra. Accordingly, present petition is dismissed.

[HARPREET SINGH BRAR]
JUDGE

18.05.2024
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No