



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

CRM-M-13567-2025

Date of decision: 11.03.2025

NAVNEET KAUR

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Paras Khindri, Advocate and
Mr. K.K. Thakur, Advocate for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 528 BNSS, 2023 seeking quashing of FIR No.0101 dated 13.10.2022 under Section 406 of Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Sadar Raikot, District Ludhiana and all the subsequent proceedings emanating thereupon.

2. Learned counsel for the petitioner, *inter alia*, contends that the offence under Section 406 IPC is not made out against the petitioner as her marriage with son of the complainant is a love marriage, therefore, question of arranging the marriage by Palwinder Kaur cannot be raised. He further contends that the complainant party has filed a suit for permanent injunction, wherein vide order dated 17.01.2022 passed by learned Civil Judge, Junior Division, Jagraon the petitioner has been restrained from entering the residential house of the complainant party. Learned counsel submits that the complainant party has itself given an amount of Rs.18 lakhs to the petitioner for sending her abroad, which has been used for the same purpose only. As such, question of dishonest misappropriation of said amount is not made out.



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Learned counsel further submits that the petitioner would be satisfied in case, all the documents, which are annexed with the present petition, are considered by the Investigating Officer before submitting the final report under Section 193 BNSS, 2023.

3. Notice of motion.

4. On asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab, who is present in the Court, accepts notice on behalf of the respondent and submits that he has no objection, in case the Investigating Officer is directed to consider all the documents, which are annexed with the present petition, before preparing the final report under Section 193 BNSS, 2023.

5. Having heard learned counsel for the parties and after perusing the record of the case with their able assistance and with the consent of parties, the matter is taken up for final disposal today itself.

6. Keeping in view the aforesaid facts and circumstances, present petition is disposed of with a direction to the Investigating Officer to consider all the documents, which are annexed with the present petition, before preparing the final report under Section 193 BNSS, 2023.

7. It is clarified that in case, final report under Section 193 of BNSS, 2023 is filed against the petitioner, he would be at liberty to file a fresh petition to challenge the FIR (*supra*) as well as the final report under Section 193 BNSS, 2023.

March 11, 2025

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(HARPREET SINGH BRAR)

JUDGE

(i) Whether speaking/reasoned
(ii) Whether reportable

Yes/No
Yes/No