

**CRM-M No.21333 of 2008**

**Anmol Kahlon @ Anmol Kaur**

**vs.**

**State of Punjab & another**

Present: Mr. J.S.Chahal, Advocate  
for the petitioner.

Mr. A.S.Brar, Sr. DAG, Punjab.

Mr. R.S.Athwal, Advocate  
for the complainant.

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This is a petition filed under Section 482 of Cr.PC for quashing FIR No.221 dt. 11.06.2008 at PS Tripuri, Patiala under Sections 406, 498-A IPC.

The FIR has arisen due to differences between the brother of the petitioner and his wife. Learned counsel for the petitioner has argued (which is not disputed) that the complainant is married to the brother of the petitioner and, since he was a permanent resident of America left India within two months. He further argues that the petitioner is unmarried sister and question for entrustment of any property to her would normally not arise. He has further argued that by now marriage between the complainant & the brother of the petitioner has been annulled and thus, the continuance of further proceedings against the petitioner at least is illegal and unfair.

Learned counsel for the complainant has however argued that the decree of the annulment has been obtained by fraud.

Be that as it may, if the complainant is able to

establish this fact, of course, action would be taken against the brother of the petitioner or any person who is involved in the fraud. Learned counsel for the petitioner has produced before me an attested copy of the passport of the brother of the petitioner which shows that he did visit India during the pendency of the petition.

In these circumstances, as matters now stand, in my opinion, it would be in the interest of justice, if the FIR is quashed against the petitioner.

December 15, 2009  
**sonia**

**(AJAY TEWARI)**  
**JUDGE**