

231

CRM-M-43911-2023 (O & M)

Mandeep Kaur Vs. State of Punjab and others

Present: Mr. G.S.Ghuman, Advocate,
for the petitioner.

Mr. Gurdarshan Singh Sidhu, AAG, Punjab.

Mr. K.S.Cheema, Advocate,
for respondent No.4.

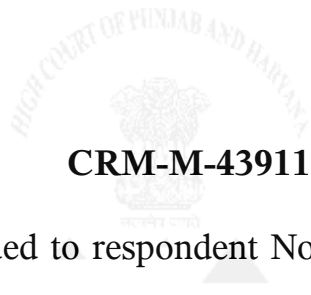
CRM-39239-2023

Allowed as prayed for. Annexures P-17 to P-20 are taken on record, subject to all just exceptions.

CRM-M-43911-2023

The present petition has been filed for quashing of FIR No.63 dated 18.06.2022, registered under Section 420 IPC, at Police Station Chabbewal, District Hoshiarpur.

Learned counsel for the petitioner contends that the petitioner has passed/qualified IELTS Test conducted by the British Council; that marriage of the petitioner was solemnized with respondent No.4 on 01.07.2018; that the petitioner went to Canada in pursuance of work permit visa dated 12.03.2021 (Annexure P-4), issued in her favour; that the petitioner applied for spouse visa inviting respondent No.4 at Canada; that respondent No.4 filed an application before the High Commissioner of Canada for obtaining work permit, but the same had been rejected under Section A11 (1) of the Immigration and Refugee Protection Act debarring him for a period of five years on the ground that he had been found inadmissible to Canada. It is further submitted that the petitioner filed a divorce petition before the Supreme Court of British Columbia wherein



CRM-M-43911-2023

/2/

notice was duly issued to respondent No.4 and that as per the order dated 08.06.2022 passed by the Supreme Court of British Columbia, divorce had been granted to the parties. It is further submitted that the present FIR is a counter-blast to the divorce petition; that brother and sister-in-law of the petitioner, who were also nominated as accused in the present FIR, have been exonerated. It is further submitted that as per the allegations against the petitioner, she had demanded Rs.22 lakh from respondent No.4, who was none else but her husband at that time; that the amount had allegedly been handed over to Gagandeep Singh, brother of the petitioner, in India, who was initially nominated as accused in the present case, but has now been exonerated. It is further submitted that work permit visa of the petitioner would expire on 12.03.2024 and that Look Out Notice dated 16.02.2023 (Annexure P-20) has been issued against the petitioner.

At this stage, learned State counsel and learned counsel for respondent No.4 seek time to file their respective replies.

Learned counsel for the petitioner undertakes to supply a copy of paper-book to learned counsel for respondent No.4 during course of the day.

Adjourned to 03.04.2024.

In the meantime, operation of the notice dated 16.02.2023 (Annexure P-20) shall remain stayed.

22.09.2023
parveen kumar

(HARNARESH SINGH GILL)
JUDGE