

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRM(M) No. 974/2023

Krishan Lal and Anr.

.....Appellant(s)/Petitioner(s)

Through: Mr. Amit Gupta, Advocate

Vs

UT of J&K and Anr. .

..... Respondent(s)

Through: Mr. P. D. Singh, Dy. AG

Coram: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER

11.12.2023

1. The respondent No. 2 stands served. Despite service, she has not caused her appearance. Even Mr. Pawan Dev Singh, learned Dy. AG has not responded to the petition despite granted two opportunities.
2. Prayer made in the petition is for quashing of the FIR bearing No. 186/2023 dated 07.11.2023 registered with Police Station, Kanachak for commission of offences under sections 354, 341, 376, 511, 504, 506 & 34 IPC at the instance of respondent No. 2 by the respondent No. 1.
3. It is stated that the petitioner No. 1 is having land dispute with the family of respondent No. 2 and in respect of that the petitioner No. 1 had lodged FIR No. 181/2023 dated 02.11.2023 against the respondent No. 2 and 11 other persons for commission of offence under Sections 447, 147, 506, 509 IPC. A perusal of the FIR No.0181 dated 02.11.2023, reveals that respondent No. 2 figures as accused No. 5 in the said FIR.

4. Learned counsel for the petitioners submits that the impugned FIR has been lodged only to harass the petitioners and as a counterblast to the FIR that has been registered against the respondent No. 2 and her associates.
5. Mr. Pawan Dev Singh seeks time to file a detailed reply. Time is granted.
6. List on 13.03.2024.
7. Meanwhile, till next date of hearing, investigation in the impugned FIR No. 186/2023 dated 07.11.2023 registered with Police Station, Kanachak, shall stay except to the extent of recording the statement of the prosecutrix.

(RAJNESH OSWAL)
JUDGE

Jammu
11.12.2023
Karam Chand/Secy

