

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

**CRM-M No. 19570 of 2015 (O&M)**

Date of decision : 10.6.2015

Ranjit Singh and another

..... Petitioners

vs

State of Haryana and another

..... Respondents

Present      Mr. Manish Kumar Singla, Advocate, for the petitioners.

**Rajesh Bindal, J.**

The petitioners have approached this Court seeking quashing of the FIR No. 393 dated 23.10.2014, got registered by respondent no. 2 under Section 346 IPC at Police Station Barwala, District Hissar.

Learned counsel for the petitioners submitted that though the petitioners have not been named in the FIR, however, respondent no. 2, father of petitioner no. 2 had lodged a complaint that his daughter has been kept in illegal confinement by some one. In fact, petitioner no. 1 had married with petitioner no. 2 on 16.12.2014 at Gurudwara Sri Bangla Sahib at Barnala. The marriage was solemnized by Ex-servicemen Contributory Health Scheme/Centre run by Sukhwinder Kaur. It was attended by large number of ex-servicemen. Petitioner no. 2 is now having pregnancy of about six months. As the petitioners were apprehending threat to their life and liberty, they filed CRM-M No. 14445 of 2015 Mandeep Kaur and another vs State of Punjab and others, which was disposed of on 11.5.2015 granting liberty to the petitioners to move a representation to the Senior Superintendent of Police, Ludhiana (Rural). Representation has been made. It is further submitted that SI Satbir Singh, CIA Staff, Hissar, visited the village of the petitioners on 4.6.2015 to arrest them, however, as he did not have any arrest warrants, the panchayat of the village did not permit him to take away the petitioners. SI Satbir Singh directed the panchayat to produce the petitioners in the CIA Staff, Hissar on 8.6.2015. Thereafter, the

petitioners filed the present petition in this Court. SI Satbir Singh from CIA Staff, Hissar, has not issued either any notice to the petitioners for attending any enquiry or any arrest warrants. There is no case pending with CIA Staff, Hissar, as the FIR was registered at Police Station, Barwala (Hissar). The offence under Section 346 IPC is otherwise bailable. Once the petitioners have already married and are living happily, they are unnecessarily being harassed.

After hearing learned counsel for the petitioners, in my opinion, once the petitioners have not been named as accused in the FIR, quashing petition filed by them cannot be entertained at this stage. However, the present petition is disposed of with a direction that in case the petitioners are sought to be called for any investigation with reference to the offence stated in the FIR in question, they shall be issued advance notice for one week.

10.6.2015  
vs

**(Rajesh Bindal)**  
**Judge**