

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

CRM-M-19572 of 2015 (O&M)
Date of decision : 11.09.2015

Bikram Singh @ Bikramjit Singh

...Petitioner

Versus

State of Punjab and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

Mr. Mehardeep Singh, DAG, Punjab

Mr. Karambir Singh Kahlon, Advocate for respondent No.2

Mr. Satpreet Grewal Kapila, Advocate for respondent No.3

JITENDRA CHAUHAN, J. (Oral)

CRM No.22348 of 2015

CM is allowed and Annexure P-3 is taken on record.

Main case

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.9 dated 07.03.2015 registered under Sections 363, 366 (A) of the Indian Penal Code at Police Station Kotli Surat Malhi, Batala, District Gurdaspur and all subsequent proceedings arising therefrom.

The alleged detenue Rajwinder Kaur present in person and furnished affidavit, wherein she has stated that she is major and have solemnised marriage with the petitioner and further she states that she

wants to live with her husband i.e.petitioner.

On the other hand, the learned counsel for the respondent No.2 submits that the petitioner was minor at the time of marriage.

Heard.

The status of the majority could be determined only by leading cogent evidence before the competent court.

In view of statement made and affidavit of detenue-Rajwinder Kaur, the present petition is allowed and Rajwinder Kaur is free to join the company of her husband. FIR No.9 dated 07.03.2015 registered under Sections 363, 366 (A) IPC at Police Station Kotli Surat Malhi, Batala, District Gurdaspur and all subsequent proceedings arising therefrom are quashed qua the petitioner.

11.09.2015

ashok

(JITENDRA CHAUHAN)
JUDGE