

CRM No. M-21495 of 2015
DECIDED ON: JULY 08, 2015

FAIZ KHAN

....PETITIONER

VERSUS

STATE OF HARYANA & ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.M. Sharma, Advocate for
Mr. Vaibhav Jain, Advocate
for the petitioner.

Instant petition has been preferred under Section 482 Cr.P.C. seeking quashing of FIR No. 318 dated August 14, 2014 (Annexure P-1) under Sections 363, 366, 120-B and 34 IPC registered at Police Station Saran, Faridabad District Faridabad as well as subsequent proceedings emanating therefrom.

2. Notice of motion.

3. At the asking of Court, Mr. Rohit Arya, AAG, Haryana accepts notice on behalf of respondent-State of Haryana. Copy of the petition be supplied to learned State counsel during the course of day.

4. Undisputably, instant FIR was registered by Rahisuddin father of Rubina on the allegations that she was enticed away by Danish with an active connivance of present petitioner. Subsequent thereto, petition under Section 482 Cr.P.C. was preferred by Danish i.e. CRM No. M-31949 of 2014 (Annexure P-2) and vide order dated February 26, 2015 FIR was quashed by a co-ordinate Bench of this Court qua him. The case of petitioner is rather on better footing than that of Danish. Moreover, prosecutrix also got recorded her statement before JMIC, Faridabad on October 01, 2014 wherein, she stated that she is living happily with Danish.

5. So, in the given circumstances no useful purpose would be served by keeping the proceedings alive especially in the circumstances that settlement has already been arrived at in between couple i.e. Rubina and her husband Danish.

6. Accordingly, instant petition is allowed. FIR No. 318 dated August 14, 2014 (Annexure P-1) under Sections 363, 366, 120-B and 34 IPC registered at Police Station Saran, Faridabad District Faridabad and all consequential proceedings arising therefrom are hereby quashed qua petitioner.

JULY 08, 2015
SHAM

(JASPAL SINGH)
JUDGE