

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-24791-2015

Date of Decision: 28.08.2015

HARISH AND OTHERS

.....Petitioners

Vs

STATE OF HARYANA AND ANOTHER

.....Respondents

Present: Mr. Gaurav Arora, Advocate
for the petitioners.

Mr. D.R. Singla, AAG, Haryana

M.M.S. BEDI, J. (Oral)

This petition is for quashing of FIR under Section 482 Cr.P.C. registered at the instance of respondent No.2 alleging that his sister has been abducted by petitioner No.1 in connivance with the other petitioners.

On notice having been issued to the State, learned State counsel informs that cancellation report has already been prepared and is likely to be presented before the Illaqa Magistrate in near future.

In view of said circumstances, this petition is disposed of as having rendered infructuous with liberty to the complainant-respondent No.2 to file protest petition in case the cancellation report is submitted.

It is not out of place to observe here that the counsel for the petitioners has submitted that the sister of respondent No.2 namely Shalu-respondent No.3 is present in the Court to state that she has married to petitioner No.1 voluntarily. It has been informed

that petitioner No.1 and respondent No.3, present in the Court, apprehend threat to their life and liberty. It is observed that it will be open to them to avail remedy available to them in accordance with law to protect their life and liberty. In case of an imminent threat to petitioner No.1 and respondent No.3, they will be at liberty to move an application for protection before the concerned SSP. In case any such application is filed within a period of one week, the same would be considered in accordance with law. In the interest of justice, it is ordered that petitioner No.1 and respondent No.3 who are present in the Court, will not be forcibly taken into custody by the police authorities or respondent No.2 or any other family member of respondent No.3 on the allegation that the respondent No.3-Shalu has been kidnapped or abducted by petitioner No.1.

Copy of order be given Dasti under the signatures of Court Secretary of this Bench.

(M.M.S. BEDI)
JUDGE

August 28, 2015

SwarnjitS