

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM No. M-36021 of 2014

Date of decision: 26.02.2015

Ranjit Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr. Jagpal Singh, Advocate for the petitioner
Mr.Ashish Sanghi, DAG Punjab

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 173 dated 12.8.2012 under Sections 363/366 IPC registered at Police Station Sadar Jagraon, District Ludhiana (Annexure P1) along with consequential proceedings.

It is stated that the petitioner had married to respondent No.3 – Sumanpreet Kaur. Both of them were major. They are now living as husband and wife and that the present FIR is nothing but mis-use of process of the Court.

State in reply has admitted that the petitioner had married to respondent No.3 – Sumanpreet Kuar on 3.5.2013 as per Sikh Rites and both of them are now living as husband and wife. It is stated that after investigation, it was found that case is false,

therefore, cancellation report was submitted before Illaqa Magistrate but the same has been rejected on the ground that the offences are not compoundable. It is stated that re-investigation of the case will be done.

Once it is found that the petitioner and respondent No.3- Sumanpreet Kaur, who were major, have married against the wishes of their parents and that they are now living as husband and wife, question of Sections 363 and 366 IPC being attracted does not arise. Parties are now living peacefully.

Accordingly, FIR No. 173 dated 12.8.2012 under Sections 363/366 IPC registered at Police Station Sadar Jagraon, District Ludhiana(Annexure P1) alongwith the consequential proceedings stands quashed.

The petition is accordingly allowed.

26.02.2015
gk

(Kuldip Singh)
Judge