

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

(132)

CRM-M-39429-2015

Decided on: November 20, 2015.

Dilbagh Singh and others

.... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vaibhav Sehgal, Advocate, for the petitioners.

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

Petitioners seek quashing of FIR in a case registered at the instance of respondent No.2 Palwinder Singh alleging that his daughter respondent No.3 Kiranpreet Kaur has been kidnapped by Dilbara Singh petitioner No.4 in connivance with other family members who have been impleaded as petitioners.

Learned counsel for the petitioners submits that prosecutrix Kiranpreet Kaur is present in the Court and staying with Dilbara Singh petitioner No.4 having married him.

Notice of motion to Advocate General, Punjab.

On asking of the Court, Ms. Harpreet Kaur Athwal, DAG, Punjab, present in the Court, accepts notice.

Since challan has not been presented, it appears to be a pre-mature petition and the same is disposed of as pre-mature. However, a direction is issued that investigating officer will record statement of

Kiranpreet Kaur. Otherwise also, it will be open to her to get her statement recorded under Section 164 Cr.P.C. If on the basis of material available on the record, the prosecution agency arrives at a conclusion that the circumstances of the case do not warrant presentation of challan against any of the accused named in the FIR, it will be open to the investigating agency to file cancellation report in accordance with law.

(M.M.S. BEDI)
JUDGE

November 20, 2015
harsha