

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

CRM-M-10138 of 2016.

Decided on:-27.05.2016.

Akhtar and others

.....Petitioners.

Versus

State of Haryana and others

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. M.D. Khan, Advocate
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

Mr. Saleem Ahmed, Advocate
for respondents No.3 and 4.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.PC is for quashing of the FIR No.946 dated 22.7.2015 under Section 365 IPC registered at Police Station Gurgaon City, District Gurgaon.

Reply by way of affidavit of Anil Kumar, HPS, Assistant Commissioner of Police, Headquarters, Gurgaon on behalf of respondents No.1 and 2 has already been filed.

Learned State counsel submits that investigation in the FIR in question has been conducted. During investigation, it was found that Sakir son of the complainant solemnized marriage with Sanjida daughter of

petitioner No.1. After that, the petitioners abducted the respondent No.4 and concealed him at Ram Nagar Colony, Alwar (Rajasthan). Till date, no complaint was received either in Police Station Punhana or in District Gurgaon. As such, after receipt of information regarding breach of peace, the local police of Police Station NEB Alwar (Rajasthan) registered complaint under Section 107/151 Cr.P.C. against the petitioners. The investigating officer made several raids at the addresses of the petitioners for arresting them, but they were not found at the given addresses. Accordingly, non-bailable warrants of the petitioners were obtained by the investigating officer for 18.11.2015, 23.12.2015, 28.1.2016 and 9.2.2016. Since the petitioners were not found on the addresses, they were declared proclaimed offenders by the concerned Court vide order dated 30.3.2016 after following due process of law. Accordingly, notice to the concerned SHO has been issued for 24.6.2016 to file the P.O. Challan.

Faced with this situation, learned counsel for the petitioners prays for withdrawal of the present petition with liberty to challenge the order vide which the petitioners were declared proclaimed offenders.

Dismissed as withdrawn with liberty aforesaid.

May 27, 2016
Yag Dutt

(HARI PAL VERMA)
JUDGE