

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

CRM-M No.28190 of 2015 (O&M)

Date of decision: 07.06.2017

Raj Kumar Maurya

.... Petitioner

versus

State of Haryana & anr.

.... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Sarvesh K.Gupta, Advocate
for the petitioner.

Mr. P.P.Chahar, DAG, Haryana.

None for respondent No.2.

Rajiv Narain Raina, J. (Oral)

This petition has been filed under Section 482 Cr.PC seeking quashing of case FIR No.219 dated 27.04.2015 registered under Sections 363, 366-A IPC at police station DLF-II, District Gurgaon and all consequential proceedings arising therefrom.

Learned counsel for the petitioner contends that the sister of complainant is legally wedded wife of the petitioner and is living happily. The petitioner and the sister of the complainant have one girl child also from the said wedlock.

The petitioner and the sister of the complainant are present in Court and admit that they have married each other and living happily.

Having regard to the aforesaid, this Court is of the opinion that it would be a fit case to exercise powers under Section 482 Cr.PC and bring to an end the prosecution initiated in the light of the impugned FIR. Continuation of proceedings would otherwise be construed as an abuse of the process of law as well as of the Court.

For the reasons recorded above, the present petition is allowed and FIR No.219 dated 27.04.2015 registered under Sections 363, 366-A IPC at police station DLF-II, District Gurgaon and all consequential proceedings arising therefrom are quashed.

(RAJIV NARAIN RAINA)
JUDGE

07.06.2017

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1. Whether speaking/non-speaking?	Yes/No
2. Whether reportable?	Yes/No