

CRM-M-42363 of 2016
CRM-M-41993 of 2016

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-42363 of 2016
Date of Decision: 21.03.2017

BhupenderPetitioner

Vs.

State of Haryana and anotherRespondents

CRM-M-41993 of 2016

Udan and othersPetitioners

Vs.

State of Haryana and anotherRespondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Kunal Dawar, Advocate, for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

Mr.Ankush Chaudhary, Advocate, for respondent No.3.

RITU BAHRI, J. (ORAL)

The instant petitions have been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.501 dated 01.08.2016, for the offence under Sections 363/366A IPC registered at Police Station Sadar Palwal, District Palwal, Haryana (Annexure P-1) along with all consequential proceedings arising therefrom.

Replies have been filed by learned State counsel on behalf of respondent No.1, the same are taken on record.

Vide order dated 30.11.2016 passed in CRM-M-32835 of 2016, this Court had granted anticipatory bail to the petitioner by observing that

respondent No.3-daughter of the complainant is residing happily with the petitioner as husband and wife and vide order dated 17.01.2017 passed in CRM-M-29595 of 2016, an FIR No.182 dated 04.04.2015 (Annexure P-7) registered under Section 363,366-A, 376 IPC and Section 3 and 4 of the POCSO Act, registered at Police Station Sadar Palwal, has been quashed by this Court by observing that respondent No.3 has now attained the majority and her marriage was solemnized with the petitioner on 26.08.2016.

The present FIR No.501 dated 01.08.2016, for the offence under Sections 363/366A IPC was registered at Police Station Sadar Palwal, District Palwal, Haryana (Annexure P-1) with the same allegations. Learned counsel for respondent No.3 had put in appearance on 28.11.2016 and stated that respondent No.3 is residing happily with the petitioner-Bhupender. Respondent No.3 is present in Court as identified by SI Mangal Singh.

Keeping in view that the complainant has attained her majority, FIR No.501 dated 01.08.2016, for the offence under Sections 363/366A IPC registered at Police Station Sadar Palwal, District Palwal, Haryana (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners in both the petitions.

The petitions stand disposed of accordingly.

(RITU BAHRI)
JUDGE

23.03.2017
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>