

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

**CRM-M-45141 of 2016
Date of Decision: 02.02.2017**

Rohit

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Sukhjit Singh, Advocate for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.0659 dated 03.10.2016, for the offence under Sections 363, 366 A IPC registered at Police Station Hisar, Civil Lines, District Hisar, along with all consequential proceedings arising therefrom.

Petitioner and respondent No.3-Vaishali had solemnized the marriage and sought protection before this Court and vide order dated 03.10.2016 passed in CRM-M-35612 of 2016 (Annexure P-4), they were granted protection. The marriage certificate issued to them by the trust i.e. Mata Mansa Devi Market , Sector-4, Panchkula (Haryana) (Annexure P-2). At the time of marriage, the age of respondent No.3 was 17 years and 8 months as per her date of birth mentioned as 28.01.1999 in her affidavit (Annexure P-5). Pursuant to the order dated 20.01.2017 respondent No.3 is present in Court and states that she was released from protection home after attaining the age of majority on 30.01.2017. Petitioner has come with his

grand father whose name is Banwari. respondent No.3 was identified by ASI Mehar Singh. On a specific query put to her, she states that she has solemnized her marriage with the petitioner with her own free will and without any pressure and coercion and sought protection before this Court.

Since the respondent No.3 has attained her majority, the pendency of the above said FIR against the petitioner would be futile exercise and misuse of the process of law, therefore, FIR No.0659 dated 03.10.2016, for the offence under Sections 363, 366 A IPC registered at Police Station Hisar, Civil Lines, District Hisar is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

02.02.2017
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