

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

CRM-M No. 8176 of 2017(O&M)

Date of decision: 14.3.2017

Rajesh Kumar

....Petitioner

VERSUS

State of Haryana and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Mohd. Arshad, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

The petitioner has invoked Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.0103 dated 24.01.2017 registered at Police Station Sector 5, District Gurgaon for offence punishable under Section 366 of the Indian Penal Code, 1860.

Counsel for the petitioner has submitted that the instant FIR has been lodged by Rajbala - respondent No.2 alleging that her niece namely Neelam had gone from her house for JBT examination at Sector 7, Arya Bala Vidya Mandir Gurugram but she did not return. On inquiry she found that Rajesh (petitioner herein) was also not at his house on that day. It is further argued that Neelam, after attaining majority, performed marriage with the petitioner and they are living together as husband and wife. Neelam and the petitioner filed a joint petition i.e. CRM-M No.2127 of 2017 (Annexure P-2) under Section 482 Cr.P.C. seeking protection to their lives and liberty and the same was disposed of by this Court with a direction to the Superintendent of Police, Mewat to decide their representation.

Without examining the correctness or otherwise of averments raised in the petition, the same stands disposed of with a direction to the concerned Investigating Officer to record statement of the alleged kidnapped girl on 20.03.2017. She may also submit her duly sworn affidavit before the Investigating Officer.

MARCH 14, 2017
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no