

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

122

Criminal Misc. No.M-14065-2018

Date of Decision: April 05, 2018

DAVINDER SINGH @ GHORA

..... PETITIONER

Versus

STATE OF PUNJAB & ORS.

..... RESPONDENTS

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Ashish Aggarwal Advocate
for the petitioner.

LISA GILL, J.

Prayer in this petition is for quashing of FIR No. 64 dated 12.05.2014, under Sections 363, 366-A of IPC (Section 376 IPC added subsequently), registered at Police Station Chattiwind, District Amritsar Rural (Annexure P-2), alongwith consequential proceedings arising therefrom.

Learned counsel for the petitioner submits that marriage between the petitioner and the complainant's daughter i.e. respondent No. 3 was solemnized on 12.03.2014 and the victim-respondent No. 3 has since deposed before the learned trial Court in favour of the petitioner who is in custody. It is submitted that whereabouts of respondent No. 2-complainant are not known since the last year. It is thus prayed that this petition be allowed and abovesaid FIR be quashed.

I have heard learned counsel for the petitioner and have gone through the file.

The above said FIR was registered on the statement of the father of the victim stating that his daughter aged thirteen years (13) had been forcibly taken away by the petitioner for solemnizing marriage on 12.05.2014. Statement of the victim was recorded under Section 164 Cr. P.C. on 22.05.2014 stating that she left on her own accord.

It is not in dispute that the prosecutrix/victim has deposed before the learned trial Court on 18.01.2018. Prosecution evidence is being led. At this stage, I do not deem it appropriate to interfere for quashing of the aforementioned FIR. Needless to say, learned trial Court shall consider the evidence on record and proceed with the matter in accordance with law.

However, keeping in view the facts and circumstances of the case, I deem it appropriate to direct the learned trial Court to conclude the proceedings within a period of six months from the date of receipt of certified copy of this order.

Petition is accordingly disposed of.

April 05, 2018
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(LISA GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No