

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

CRM-M-37462-2017
Decided on : 29.05.2019

Balwinderjit Kaur & anr.

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. A.S.Brar, Advocate
for the petitioners.

Mr. Ashok Kumar Singla, DAG, Punjab.

Manjari Nehru Kaul, J.

Prayer in the instant petition filed under Section 482 Cr.PC is for quashing the FIR No.145 dated 19.07.2017 registered under Sections 3, 4, 5, 6 and 7 Immoral Traffic (Prevention) Act, 1956 (SIT Act Renamed) at Police Station City South, Moga (Annexure P-1) and all consequential proceedings arising therefrom.

2. As per prosecution, pursuant to the secret information regarding immoral activities, a raid was conducted at Kamal Hotel, Moga and the petitioners were apprehended from one of the rooms of the said hotel and thereafter, the abovementioned FIR was registered against them.

3. Learned counsel for the petitioners contends that in fact both the petitioners were in a relationship with each other and subsequently got married on 01.08.2017. Learned counsel further contends that vide order dated 03.08.2017 (Annexure P-2) protection was also granted to the petitioners by the learned District and Session Judge, Moga.

4. The factum of marriage of the petitioners is not disputed by learned State counsel.

5. In view of the above, the present petition is allowed and FIR No.145 dated 19.07.2017 (Annexure P-1) and all other consequential proceedings qua the petitioners is quashed.

(MANJARI NEHRU KAUL)
JUDGE

29.05.2019

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No