

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

141

(Through Video Conferencing)

CRM-M-39187-2021

Date of decision: 21.09.2021

Adnan Khan

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Rajinder Singh, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.78, dated 16.03.2021, lodged under Sections 323, 376(2)(n) and 506 of the Indian Penal Code, 1860 registered at Police Station DLF Phase-3rd, Gurugram and the consequential proceedings arising out of the same.

Notice of motion to respondent No.1-State.

On asking of the Court, Ms. Gaganpreet Kaur, AAG, Haryana accepts notice on behalf of respondent No.1-State.

Learned State counsel at the outset has apprised the Court that the prosecution evidence is underway and out of 11 prosecution witnesses, 03 prosecution witnesses have been examined. Even otherwise prima facie there are specific allegations levelled against the petitioner of having made physical relations with respondent No.2 without her consent.

In the circumstances, no ground is made out for quashing of the FIR in question and whatever evidence the petitioner wishes to adduce can be done before the trial Court during trial.

Dismissed.

21.09.2021

Vinay

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No