

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

(Sr. No. 252)

CRM-M No. 9836 of 2020

Date of decision : 29.04.2022

Naresh Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : None for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

None for respondent No.2.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 18 dated 18.02.2020 registered under Sections 363 and 366-A IPC at Police Station Sadar Pathankot, district Pathankot.

At the outset, learned State counsel submits that though at the time when the offence in question was alleged to have been committed by the petitioner the alleged victim was a minor but she has since attained majority and is presently living happily with the petitioner as his legally wedded wife. It is further submitted that the petitioner and the alleged victim are also expecting their child in the near future.

In the light of the above development and because even after attaining majority the alleged victim has chosen to live with the petitioner as his wife and also is shortly to give birth to his child, continuation of the

impugned proceedings in pursuance of the afore-referred FIR would not only be an abuse of the process of law but would also disturb the family life of the alleged victim. Resultantly, in terms of the law laid down by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal) 1052***, this Court deems it just and proper to allow the petition and quash FIR No. 18 dated 18.02.2020 registered under Sections 363 and 366-A IPC at Police Station Sadar Pathankot, district Pathankot and all proceedings arising therefrom qua the petitioner.

29.04.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No