

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

247

CRM-M-52162-2019

Date of Decision: 31.08.2023

Mohd. Israil

.... Petitioner

Versus

State of Haryana and another

.... Respondents

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. G.S. Dhillon, Advocate for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

NIDHI GUPTA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No. 0155 dated 14.11.2019 (Annexure P-1) registered under Sections 363 and 366-A IPC at Police Station Partap Nagar, District Yamuna Nagar and all subsequent proceedings arising therefrom.

Learned counsel for the petitioner, *inter alia*, submits that the petitioner has performed *nikahnama* with the daughter of respondent No. 2-complainant. They approached this Court seeking protection to their life and liberty by way of filing petition bearing CRM-M-34441-2019 which was disposed of vide order dated 26.11.2019 (Annexure P-4). He further submits that now the couple is blessed with a child as well. Thus, it is submitted that the prosecution of the petitioner is nothing but an abuse of the process of law.

On instructions from SI Dal Singh, learned counsel for the State submits that in the present case, after completion of investigation,

the police has prepared cancellation report on 17.08.2022 in favour of the petitioner and the same is pending consideration before the higher authorities.

Learned counsel for the petitioner does not dispute the aforesaid fact.

In view of the above, no further directions are warranted in the present matter and the instant petition is disposed of, accordingly.

31.08.2023

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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No