

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).4720/2012

(From the judgement and order dated 21/05/2012 in CRMP No.1669/2012,
of The HIGH COURT OF RAJASTHAN AT JAIPUR)

AMNA ALIAS RASHIM TANWAR & ANR.

Petitioner(s)

VERSUS

STATE OF RAJASTHAN AND ANR.

Respondent(s)

(With appln(s) for directions, stay of arrest and office report)

Date: 31/03/2014 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA
HON'BLE MR. JUSTICE N.V. RAMANA

For Petitioner(s)

Mr. Mushtaq Ahmad, Adv.

For Respondent(s)

Ms. Ruchi Kohli, Adv.

UPON hearing counsel the Court made the following
O R D E R

Leave granted.

The appeal is allowed in terms of the signed order.

[Neeta]
Sr. P.A.

[Usha Sharma]
Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 729 OF 2014
(Arising out of SLP(Crl) No(s).4720 of 2012)

AMNA ALIAS RASHIM TANWAR & ANR.

... Appellant(s)

VERSUS

STATE OF RAJASTHAN AND ANR.

... Respondent(s)

O R D E R

Leave granted.

This appeal has been preferred by the appellant against the
impugned order dated 21st May, 2012 passed by Rajasthan High Court,

Bench at Jaipur in Writ Petition No. 1669 of 2012. By the

impugned order the learned Single Judge refused to quash the FIR No. 101/2012 registered in Police Station Adarsh Nagar, Jaipur and held that the appellants are free to submit an application before the investigating officer with direction to the investigating officer to investigate the facts in the light of application and documents filed by appellant.

On notice the respondent-State has appeared and filed counter affidavit enclosing the copy of the investigation report.

From the Report submitted by the Investigating Officer, we find that the appellant no. 1 Amna Alias Rashmi Tanwar is a major. The statement of appellant no.1 has been recorded that she got married to appellant no.2 on her own free will. In view of such report, we are of the opinion that it is fit case to grant relief to appellant no.2.

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We, accordingly, quash the FIR No. 101/2012 registered in Police Station Adarsh Nagar, Jaipur, qua appellant no. 2 Mohd. Azim Khan and set aside the impugned order passed by the High Court.

The appeal is allowed.

.....J
(SUDHANSU JYOTI MUKHOPADHAYA)

.....J.
(N.V. RAMANA)

NEW DELHI;
MARCH 31, 2014