

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-11295 of 2015
DECIDED ON : May 27, 2015

Manjit Singh

...Petitioner

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. A.K. Khunger, Advocate,
for the petitioner.

Ms. Priyanka Sadar, AAG, Punjab.

Mr. Tarun Singla, Advocate
for respondents No.2 to 4.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 104 dated September 23, 2014 under Sections 376 and 120-B IPC registered at Police Station City, Fazilka, on the basis of compromise, along with all subsequent proceedings arising therefrom.

2. Vide order dated April 09, 2015 parties were directed to appear before Illaqa Magistrate/Trial Court for recording their respective statements with regard to compromise/settlement.

3. In compliance of order dated April 09, 2015, learned trial Court has recorded the statement of prosecutrix; besides the statements of her father Shamsher Singh and her mother Surjit Kaur. In her statement

recorded before learned Trial Court, prosecutrix stated that she has compromised with the accused/petitioner namely Manjit Singh as per compromise dated December 01, 2014 without any influence, coercion, pressure and at her own due to intervention of the panchayat, respectables and relatives. She has also stated that she has solemnized her marriage with Manjit Singh accused/petitioner on March 23, 2015. They are living their life peacefully. She has no further grudge against the accused/petitioner. They want to live their life peacefully without any grievances against each other.

4. Report of learned trial Court has also been received in this regard, in which, it has been categorically observed that parties have compromised the dispute voluntarily, without any pressure, coercion or inducement. The same is genuine one.

5. So, in view of circumstances narrated above as well as the observations made in case reported as **Gian Singh v. State of Punjab and another; 2012(4) RCR(Criminal) 543**, I am of the considered opinion that continuation of criminal proceedings between the parties would be an abuse of the process of law and the present compromise is for the benefit of the parties and would certainly bring peace and harmony between them.

4. Consequently, instant petition stands allowed and FIR No. 104 dated September 23, 2014 under Sections 376 and 120-B IPC registered at Police Station City, Fazilka and all subsequent proceedings arising out of the same are quashed qua the petitioner.

May 27, 2015
sham

(JASPAL SINGH)
JUDGE