

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

CRM-M-28979-2014

Date of Decision: 09.01.2015

Mohinder Bidla

.....Petitioner

Versus

State of U.T. Chandigarh and others

.....Respondents

Coram:- HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Tarun Jain Sinha, Advocate
for the petitioner.

Mr. A.S. Virk, Addl. P.P, U.T. Chandigarh.

M.M.S. Bedi, J. (Oral)

The petitioner has been booked in a case bearing FIR No. 222 dated 23.05.2014 under Section 354-A IPC and Section 8 of Prevention of Children from Sexual Offences Act, registered at Police Station Sector 11, Chandigarh, at the instance of his daughter-in-law alleging that he has been indulging in the acts of illicit relation with the complainant as well as her minor daughter. The quashing of abovesaid FIR has now been prayed on the basis of compromise.

Perusal of the terms of the compromise indicates that the complainant has now been residing separately with her husband in a separate residence and it has been agreed that the family would keep on visiting the house of the petitioner. It appears that to save the matrimonial relationship, the matter has been amicably compromised. The compromise appears to be effected for the benefit of the victims as well as

the accused. The compromise appears to be more beneficial to the victims, simultaneously, it is meant for the protection of the petitioner on the basis of magnanimity shown by the complainant.

Parties were also directed to appear before the trial Court to get their statements recorded. A report has been received that the matter has been compromised voluntarily and without any threat, coercion or undue influence. Relying upon judgment in **Kulwinder Singh and others Vs. State of Punjab and others 2007(3) RCR (Criminal) 1052**, this petition is allowed. The above said FIR as well as all the criminal proceedings emanating therefrom are hereby quashed, on the basis of compromise but subject to the condition that complainant will not be harassed in future on the basis of the incident mentioned in the FIR. In case of any such circumstances, it will be open to her to approach this Court for revival of these proceedings.

(M.M.S. BEDI)
JUDGE

January 09, 2015

Naveen