

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

**CRM No.M-42711 of 2014 (O&M)
Date of decision : 23.02.2015.**

Raj Kumar

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MS.JUSTICE RITU BAHRI

Present : Mr. S.S.Goraya, Advocate for the petitioner.

Mr. D.S.Virk, AAG, Punjab.

RITU BAHRI, J. (Oral)

This petition under Section 482 Cr.P.C. is for quashing of FIR No. 113 dated 05.10.2012, under Sections 363 and 366-A of IPC, registered at Police Station Division-2 Pathankot, District Gurdaspur (now district Pathankot) (Annexure P-1) and subsequent proceedings arising therefrom on the basis of compromise dated 10.10.2014 effected between the parties.

The FIR was registered on the basis of statement made by Garo Devi wife of Late Sh.Devi Dayal with the allegations that the petitioner enticed her daughter Richa @ Shamma, aged about 16 years, with the intention to get married.

During the pendency of trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties, as per the affidavit given by the complainant Annexure P-4.

Learned counsel for the State submits that in pursuance of order dated 27.10.2014 petitioner was declared proclaimed offender.

and

In compliance with the order dated 15.12.2014, he has surrendered before the trial Court and submits his bail bonds, thereafter, both the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Pathankot, has been received in this regard. As per report, Garo Devi, complainant in the FIR, made a statement on 16.01.2015 to the effect that with the intervention of respectable persons, the matter has been compromised between the parties and she has no objection, if the FIR is quashed.

In view of separate statements of the parties, the court is satisfied that the compromise is valid and genuine.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007 (3) RCR (Crl.) 1052**, this Court is of the opinion that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 113 dated 05.10.2012, under Sections 363 and 366-A of IPC, registered at Police Station Division-2 Pathankot, District Gurdaspur (now district Pathankot) (Annexure P-1) are quashed with all consequential proceedings arising therefrom qua the petitioner.

Disposed of accordingly.

February 23, 2015

Manoj Bhutani

**(RITU BAHRI)
JUDGE**