

CRR No. 3677 of 2014 (O&M)
Decided on : 06.02.2015

Neha

...Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM : HON'BLE MR. JUSTICE K. C. PURIPresent : Mr. Sukhdeep Singh Sidhu, Advocate
for the petitioner.**K. C. PURI, J. (ORAL)****CRM No. 4088 of 2015**

This is an application under Section 482 Cr.P.C. for placing on record the affidavit of prosecutrix.

The application stands allowed. The affidavit (Annexure A-2) is taken on record subject to all just exceptions.

MAIN CASE

Petitioner is the prosecutrix. Challenge has been made by the petitioner against the order dated 21.10.2014, passed by Shri M.P. Singh Pahwa, Additional Sessions Judge, Bathinda, vide which an application under Section 311 Cr.P.C. moved by the complainant-prosecutrix for recalling her for further examination was disallowed.

Briefly stated that petitioner had lodged an FIR No. 33, dated 16.03.2014, under Sections 376 and 506 of the Indian Penal Code and Sections 3/4 of SCs & STs Act and Section 4 of Protection

Contd...P/2..

of Children from Sexual Offences Act. She appeared as a witness in this case as PW-2. However, later on, she moved an application under Section 311 Cr.P.C. for her further examination on the ground that she wanted to tell true facts. The prosecutrix has supported the case in the Court, which was recorded in camera proceeding.

Now, from the affidavit of the petitioner, placed on record, it so seems that prosecutrix now wanted to help the accused for getting his acquittal. The petitioner has not raised any grievance against accused. The present affidavit seems to be meant for compromising with the accused.

Needless to say that compromise under Section 376 of IPC cannot be allowed. So, no ground for interference in the present revision petition is made out.

Consequently, the present revision petition stands dismissed.

February 06, 2015

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**(K.C. PURI)
JUDGE**