

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-1765 OF 2016

DATE OF DECISION: August 12,2016

Mani

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr.Sunny K. Singla, Advocate for the petitioner.
Mr.APS Gill, AAG, Punjab.

RITU BAHRI, J.(ORAL)

Quashing of FIR No.48 dated 9.7.2015 under Sections 363,366-A IPC registered at Police Station Islamabad, District Amritsar City (Annexure P.1) is sought on the basis of affidavit dated 11.1.2016 (Annexure P.2).

The FIR was registered on the basis of statement made by respondent No.2-Jagtar against the accused-petitioner to the effect that his sister was enticed away by the petitioner from the lawful custody. In this background, the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons of the locality, the matter has now been resolved between the petitioner and respondent

No.2 vide affidavit dated 11.1.2016 (Annexure P.2.).

In compliance with the order dated 19.1.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Amritsar has been received in this regard. As per report, respondent No.2 (complainant) made his statement on 29.1.2016 to the effect that with the intervention of the respectable persons, he has compromised the matter with the petitioner. He has no objection in case the aforesaid FIR is quashed. Statement of petitioner Mani was also recorded to the same effect. In view of the separate statements of the parties, the Court is satisfied that the compromise is valid and genuine one.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot v. 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. v. State of Punjab and another** 2007(3) RCR (Crl.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, the FIR No.48 dated 9.7.2015 under Sections 363,366-A IPC registered at Police Station Islamabad, District Amritsar City is quashed with all subsequent proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

August 12, 2016
KD

(Ritu Bahri)
Judge

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No