

**CRM-M-19346-2016**

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

**CRM-M-19346-2016**

**Date of Decision: 01.12.2016**

Jattu

... Petitioner

Versus

State of Punjab and another

... Respondents

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. M.S.Bal, Advocate,  
for the petitioner.

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

Mr. Bhim Singh, Advocate,  
for respondent No.2.

**INDERJIT SINGH, J.**

Petitioner, Jattu has filed this petition against respondents, State of Punjab and Vishwa Mittar, under Section 482 Cr.P.C. for quashing of FIR No.157 dated 24.12.2014, registered at Police Station Islamabad, Police District Amritsar City, under Section 363 IPC and Section 368 IPC (added later on) and all other subsequent proceedings arising therefrom, on the basis of compromises dated 02.05.2016 (Annexure P-2).

Notice of motion was issued. Learned State counsel put in appearance on behalf of respondent No.1-State and contested this petition. Respondent No.2 also appeared through his counsel and filed written statement in the Court today which is taken on record.

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counsel as well as learned counsel for respondent No.2 and have gone through the record.

From the record, I find that FIR, in the present case, has been registered on the statement of respondent No.2-complainant. As per the allegations in FIR, Rohit, aged 10-year and Mohit, aged 08-year, who are sons of complainant, were kidnapped by Sunil Kumar @ Sonu on 09.12.2014. The FIR was got registered on 24.12.2014 and one of the minors was recovered by the police from the *Dera* of the present petitioner. As per the arguments of learned State counsel, one of the minors came to house at his own.

Keeping in view the nature and gravity of the offence and in view of the fact that the minors were taken away from the guardianship of the complainant without his consent and knowledge, I do not find it a fit case where the FIR should be quashed on the basis of compromise.

Therefore, finding no merit in the present petition, the same is dismissed.

**01.12.2016**

parveen kumar

**(INDERJIT SINGH)  
JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |