

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

CRM-M-2219 of 2016

Date of Decision: 11.07.2016

Udai Singh and others

.....Petitioners

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Vijay Sangwan, Advocate, for the petitioners.

Mr.Himmat Singh, DAG Haryana.

Mr.Sandeep Kumar Yadav, Advocate for respondents No.2 to 6.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.120 dated 26.06.2014 for the offence under Sections 148/149/323/354-A/452 IPC and subsequently added Section 11 of POCSO Act (Annexure P-1), Police Station Ateli, District Mahendergarh along with all consequential proceedings arising therefrom, on the basis of compromise (Annexure P-3).

The FIR was registered on the basis of statement made by Sube Singh against the accused-petitioners to the effect that Kavita daughter of Jai Singh had disclosed that she was coming after taking water from the hand pump when she reached near Badkuan of Baba then Narender son of Udai Singh caste Ahir resident of Village Kehri started obscene activities with her and put his hand on the wrong places when the girl had objected he had given fist blow and slaps then she started weeping and went to her home and disclosed to her mother

and brother. Thereafter, brothers of Kavita came while Narender was on road and they said that why you have insulted our sister then he said I will abduct your sister, she is his lover and due to this there was exchange of hot words but people were rescued them. After that complainant-Sube Singh was also beaten by the accused-petitioners. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondents No.2 to 6, vide compromise deed/affidavit (Annexure P-3).

In compliance with the order dated 22.01.2016 passed by this Court, the parties got recorded their statements before the trial Court. Reports from the Civil Judge (Jr.Divn.), Narnaul, have been received separately which have been attached with the present case and the connected matter (cross case) arising out of the same FIR. According to the report, parties have resolved their dispute by way of compromise and complainant-Sube Singh has no objection if the above said FIR is quashed. In view of 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 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 others Vs. 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, FIR No.120 dated 26.06.2014 for the offence under Sections 148/149/323/354-A/452 IPC and subsequently added Section 11 of POCSO Act (Annexure P-1), Police Station Ateli, District Mahendergarh, is

quashed along with all consequential proceedings arising therefrom qua the

petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

11.07.2016
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