

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

CRM-M No.22697 of 2016

Date of decision :30.08.2016

Lakhan and another

..... Petitioners

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MS.JUSTICE RITU BAHRI

Present: Mr.S.K.Tripathi, Advocate for the petitioners.
Mr.D.R.Singla, DAG, Haryana.

RITU BAHRI, J. (Oral)

This is a petition for quashing of FIR No.235 dated 27.06.2015 under Sections 376/120-B IPC, registered at Police Station Sector 5, Panchkula.

After registration of the FIR petitioner No.1 has solemnised marriage with petitioner No.2 i.e. the prosecutrix on 14.05.2016. A female child is also born out of this wedlock. The complainant(petitioner No.2) and petitioner No.1 were known to each other for the last two years . Since they were of the same caste, the parents of petitioner No.2 were against their marriage. The petitioner No.1 has also placed on record marriage certificate dated 14.05.2016(Annexure P-2) and photographs of marriage(Annexure P-3 colly).

In compliance with the order dated 11.07.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report

from the Additional District & Sessions Judge has been received. As per report, petitioner No.2-Bindu(complainant) made her statement on 22.07.2016 to the effect that she has solemnised marriage with petitioner No.1 out of her own will and without any coercion or pressure. They also have one daughter and are residing happily. She has no objection if the above said FIR is quashed. Statement of petitioner No.1-Lakhan was also recorded to the same effect. In view of the 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 judgement 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.

Consequently, FIR No.235 dated 27.06.2015 under Sections 376/120-B IPC, registered at Police Station Sector 5, Panchkula and all other proceedings arising therefrom are quashed qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

August 30, 2016
sunita

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No