

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-22891 of 2016
Date of Decision: 08.09.2016

Gagandeep Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.K.S.Sidhu, Advocate for the petitioner.

Mr.J.S.Riar, AAG Punjab.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.58 dated 05.05.2016, for the offence under Sections 354 IPC registered at Police Station Talwandi Sabo, District Bathinda (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 23.06.2016 (Annexure P-2).

It was alleged by the complainant/respondent No.2-Simarjit Kaur that petitioner was harassing her. Earlier, being student of the same institution complainant/respondent No.2 was talking with the petitioner as a friend also. After sometime, he started asking her for marriage to which complainant refused. Due to this reason, petitioner was giving beatings to the complainant/respondent No.2 and also torturing her. Even, several time petitioner had slapped the complainant/respondent No.2 with the intention to defame her. On this background, the FIR was registered.

between the petitioner and respondent No.2-Simarjit Kaur, vide compromise deed dated 23.06.2016 (Annexure P-2).

In compliance with the order dated 12.07.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the SDJM, Talwandi Sabo, has been received in this regard. As per report, Simarjit Kaur-complainant and accused-petitioner appeared before the trial Court on 04.08.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant-Simarjit Kaur and accused-petitioner were recorded to the effect that they have compromised the matter and Simarjit Kaur-complainant has no objection if the present FIR is quashed against the petitioner. Statements of accused-petitioner were also recorded to the same effect. 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.58 dated 05.05.2016, for the offence under Sections 354 IPC registered at Police Station Talwandi Sabo, District Bathinda (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

08.09.2016
anil

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No