

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-30747-2016
Decided on: 09.11.2016

Sarbjeet Singh

.... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Prabhjot Singh, Advocate,
for the petitioner.

Mr. A.P.S. Gill, A.A.G. Punjab.

RITU BAHRI, J (ORAL)

Quashing of FIR No. 75 dated 24.03.2016, under Sections 354/341/323/506 IPC, registered at Police Station, Sohana, District SAS Nagar (Annexure P-1) is sought on the basis of compromise dated 29.08.2016 (Annexure P-3).

The F.I.R was registered on the basis of statement made by respondent No.2-Gagandeep Kaur against the accused-petitioner Sarbjeet Singh to the effect that on 14.03.2016 when the complainant-respondent No.2 along with her father were returning to their house at Village Lakhnaur from college via motorcycle, the petitioner-Sarbjeet Singh followed the complainant-respondent No.2 on his motorcycle and stopped them. Thereafter, accused-petitioner caught hold of the complainant's right arm committed wrongful act and passed wrong gestures. When the father of complainant-respondent No.2 came forward to stop him, the petitioner started fighting and abusing with him. In this background, the FIR was

registered.

The accused-petitioner has also lodged FIR No.76 dated 25.03.2016, under Sections 324/323/342/149/148 IPC, Police Station Sohana, District SAS Nagar against the father of the complainant-respondent No.2. Both the cases are pending for investigation before the police and no challan has been presented till the filing of the present petition.

However, with the intervention of respectable persons of the locality, the matter has now been resolved between the petitioner and respondent No.2 vide compromise dated 29.08.2016 (Annexure P-3).

In compliance with the order dated 01.09.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Chief Judicial Magistrate, SAS Nagar, Mohali, has been received in this regard. As per report, Gagandeep Kaur-respondent No.2 (complainant) made her statement on 12.09.2016 that she has compromised the matter with the accused without any pressure, coercion or fear. She has no objection if, the above said FIR is quashed. Statement of Sarbjeet Singh-petitioner was 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**, and the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (Crl.) 1052**, is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 75 dated 24.03.2016, under Sections 354/341/323/506 IPC, registered at Police Station, Sohana, District SAS Nagar, is quashed with all consequential proceedings arising therefrom qua petitioner.

The petition stands disposed of accordingly.

09.11.2016

Dinesh

(RITU BAHRI)
JUDGE