

CRM-M No. 32171 of 2016

GAURAV ARORA
2016.12.09 14:13
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Chandigarh

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

**CRM-M No. 32171 of 2016
Date of decision : 02.12.2016**

Amandeep @ Mandeep Singh

.....Petitioner

v.

State of Punjab and others

.....Respondents

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Harish Sharma, Advocate, for the petitioner

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

Mr. Sidhharth Gulati, Advocate for respondent No. 3

Ritu Bahri, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.110 dated 28.09.2013 under Sections 363/366-A IPC, registered at Police Station Raikot, District Ludhiana Rural, on the basis of compromise/affidavit of respondent No. 3 dated 06.09.2016 (Annexure P-4).

F.I.R was registered by respondent No.2 against the petitioner with the allegation that he forcibly kidnapped and induced respondent No. 3 to compel to her marry with him.

The fact which is not disputed i.e both petitioner and respondent No. 3 are major and were known to each other and are in love with each other and decided to get married. However, parents and family members of respondent No. 3 were against the marriage and thus, she escaped from the clutches of her father and got married with the petitioner and they started living as husband and wife. The copy of marriage certificate dated 28.06.2016 is Annexure P-2. Both

are now living happily as husband and wife.

However, the matter has now been amicably settled between the parties with the intervention of friends, elders and respectable, vide compromise/affidavit of respondent No. 3 dated 06.09.2016 (Annexure P-4).

In compliance of order dated 14.09.2016, learned Judicial Magistrate 1st Class, Jagraon has submitted the report vide letter dated 28.11.2016, which indicates that parties appeared before it and got recorded their respective statements with regard to validity of compromise. As per the report, compromise arrived at between the parties is genuine and without any pressure or coercion from any corner. Now no dispute is pending between the parties.

Consequently, in view of above said report dated 28.11.2016 and in view of the judgments of the Hon'ble Supreme Court in **Dr. Arvind Barsaul etc. v. State of Madhya Pradesh and another**, 2008(2) RCR (Criminal) 910; **"Madan Mohan Abbot vs. State of Punjab**, 2008(2) RCR (Criminal) 429", and the law laid down by the Full Bench judgment of this Court in the case of **"Kulwinder Singh and others vs. State of Punjab and another**, 2007(3) RCR (Crl.) 1052", no useful purpose would be served in prolonging the litigation.

Accordingly, the present petition is allowed. FIR No.110 dated 28.09.2013 under Sections 363/366-A IPC, registered at Police Station Raikot, District Ludhiana Rural is quashed qua petitioner and all the criminal proceedings arising out of the said FIR also stands quashed.

02.12.2016
G Arora

(RITU BAHRI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No