

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

240

CRM-M-37782 of 2015

Date of Decision:29.08.2016

Rohit Kumar

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS.JUSTICE RITU BAHRI.

Present: Mr.Kuldeep Singh Saini, Advocate,
for the petitioner.

Mr.J.S.Riar, AAG, Punjab,
for the respondent-State.

Mr.Amandeep Singh Saini, Advocate,
for respondent No.2.

RITU BAHRI, J.(Oral)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.117 dated 09.09.2015, for the offence under Sections 354 and 506 IPC registered at Police Station Nangal, District Ropar,(Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 28.10.2015 (Annexure P-2).

The FIR was registered on the basis of statement made by Priyanka to the effect that she is a student of B-Tech 3rd year. In the morning, when she was going to the college, in the meantime, a motorcycle being driven by the petitioner stopped there. Thereafter, he used abusive language and on her objection, he threatened her with dire consequences.

On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioner and respondent No.2-Priyanka, vide compromise dated 28.10.2015 (Annexure P-2).

In compliance with the order dated 04.11.2015 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Sub Divisional Judicial Magistrate, Anandpur Sahib, has been received in this regard. As per report, Priyanka-complainant and accused-petitioner appeared before the trial Court for getting their statements recorded in support of the compromise. In this regard statements of complainant-Priyanka and accused-petitioner were recorded to the effect that they have compromised the matter with the intervention of respectables of the village and family members with their free will and without any undue influence and pressure. The complainant does not want to take any action against the petitioner. She has no objection if the present FIR is quashed against the accused. 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.117 dated 09.09.2015, for the offence under Sections 354 and 506 IPC registered at Police Station Nangal, District Ropar,(Annexure P-1) along with all consequential proceedings arising

therefrom, qua the petitioner is quashed.

The petition stands disposed of accordingly.

August 29, 2016
seema

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No