

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-37865 OF 2015

DATE OF DECISION: August 12,2016

Dilshad and others

...Petitioners

versus

State of UT, Chandigarh and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present: Mohd. Salim, Advocate for the petitioners.  
Mr.Gautam Dutt, Advocate for UT, Chandigarh.  
Mr.Barjesh K. Sharma, Advocate for respondent  
No.2.

RITU BAHRI, J.(ORAL)

Quashing of FIR No.548 dated 10.10.2015 under  
Sections 354, 323, 506,34 IPC registered at Police Station  
Manimajra, District Chandigarh (Annexure P.1) is sought on the  
basis of compromise dated 28.10.2015 (Annexure P.2).

The FIR was registered on the basis of statement  
made by respondent No.2-Dilshana against the accused-  
petitioners to the effect that on the fateful day, i.e. 7.10.2015,  
while she was attending the marriage of son of Mohd. Gulami,  
she was sexually assaulted. On resistance, she and her son was  
subjected to beatings and criminal intimidation. On these

allegations, the police machinery was set into motion and the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons of the locality, the matter has now been resolved between the petitioners and respondent No.2 vide compromise deed dated 28.10.2015 (Annexure P.2.).

In compliance with the order dated 12.4.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Chandigarh has been received in this regard. As per report, respondent No.2 (complainant) made her statement on 17.5.2016 to the effect that with the intervention of the respectable persons, she has compromised the matter with the petitioners without any pressure. She has no objection in case the aforesaid FIR is quashed. Statements of Dilshad, Soheli and Sagar @ Shakir were also recorded to the same effect. In view of the 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 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, the FIR No.548 dated 10.10.2015 under Sections 354, 323, 506,34 IPC registered at Police Station Manimajra, District Chandigarh is quashed with all subsequent proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

August 12, 2016  
KD

(Ritu Bahri)  
Judge