

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

Crl. Misc. No. M-3927 of 2015

Date of decision : 23.08.2016

Naresh Kumar and anr.

.....Petitioners

versus

State of Haryana & anr.

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Navneet Singh, Advocate
for the petitioners

Mr. Himmat Singh, AAG, Haryana

Mr. P.S. Rawal, Advocate
for the complainant/respondent No. 2

RITU BAHRI, J. (Oral)

Quashing of FIR No. 653 dated 22.09.2013 under Sections 294/34 IPC and Section 354D/506 IPC (added lateron) and Section 11 of POCSO Act, registered at Police Station Gurgaon Sadar, District Gurgaon, is being sought on the basis of compromise/affidavit dated 28.01.2015 (Annexure P2).

The allegations are of stalking the daughter of the complainant and calls to her by petitioner No. 1 and after lodging of the complaint, petitioner No. 2 was accompanying petitioner No. 1 as they came to speak up as about the incidence after police complaint.

However, the matter has now been duly compromised, vide compromise deed/affidavit dated 28.01.2015 (Annexure P2).

In compliance of order dated 06.02.2015, report of District and Sessions Judge, Gurgaon has been received in this regard. As per report,

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integrity of this document

joint statement of the complainant and his daughter baby Hazel was recorded to the effect that they have compromised the matter and the complainant does not want to proceed further against the accused and has no objection, if the present F.I.R be quashed against the petitioners. The compromise has been entered voluntarily. Joint statement of petitioners have also been recorded to the same effect.

Consequently, in view of the status report and in view of the judgment of the Hon'ble Supreme Court in the case of ***Dr. Arvind Barsaul etc. versus State of Madhya Pradesh and another 2008(2) RCR (Criminal) 910***, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 653 dated 22.09.2013 under Sections 294/34 IPC and Section 354D/506 IPC (added lateron) and Section 11 of POCSO Act, registered at Police Station Gurgaon Sadar, District Gurgaon, is quashed along with all consequential proceedings arising therefrom qua petitioners.

The petition stands disposed of.

23.08.2016
G Arora

(RITU BAHRI)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>