

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

Crl. Misc. No.M-42952 of 2015

Date of Decision: 02.02.2016

Harbans Singh and another

....Petitioners

Versus

State of Punjab and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ? (Yes/No)**
- 2. To be referred to reporters or not ? (Yes/No)**
- 3. Whether the judgment should be reported in the Digest ? (Yes/No)**

Present:- Mr. Gurpal Singh Sandhu, Advocate
for the petitioners.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C for quashing of FIR No.198 dated 11.10.2015 registered under Section 376/34 of the Indian Penal Code at Police Station Sadar Fazilka, District Fazilka.

Learned counsel for the petitioners submits that a compromise has been arrived at between the parties and the complainant has no objection in quashing of the FIR.

Keeping in view the nature of offence, no ground is made out to quash the FIR on the basis of compromise.

Learned counsel for the petitioners has argued that even on merits, no case is made out under Section 376 IPC and the petitioners have falsely been implicated in the case.

Admittedly, the investigation has not been completed so far.

Hence, it cannot be said at this stage that the challan is going to be presented against the petitioners.

To interfere at this stage would amount to interference with the investigation and as such, the FIR cannot be quashed at this stage.

The petition is accordingly dismissed at this stage.

02.02.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE