

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-43059 of 2015
Date of Decision: 22.08.2016

Harjinder Singh @ Jinda

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.M.K.Bhatnagar, Advocate, for the petitioner.

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

Mr.S.K.Bawa, 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.35 dated 08.04.2015, for the offence under Sections 341,354, 506 IPC registered at Police Station Raja Sansi, Amritsar, along with all consequential proceedings arising therefrom, on the basis of compromise dated 11.12.2015 (Annexure P-2).

It was alleged in the FIR that petitioner was harassing the complainant time and again with intention to insult her. The petitioner also threatened the complainant to kill her if she disclosed to anybody regarding the matter. 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-Harpreet Kaur, vide compromise deed dated 11.12.2015 (Annexure P-2).

In compliance with the order dated 19.12.2015 passed by this

Court, the parties got recorded their statements before the trial Court.

Report from the SDJM, Ajnala, has been received in this regard. As per report, Harpreet Kaur-complainant and accused-petitioner appeared before the trial Court on 20.01.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Harpreet Kaur and accused-petitioner was recorded to the effect that they have compromised the matter and Harpreet Kaur-complainant has no objection if the present FIR is quashed against the petitioner. Statements of accused-petitioner were also recorded to the same effect. 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.35 dated 08.04.2015, for the offence under Sections 341,354, 506 IPC registered at Police Station Raja Sansi, Amritsar, is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

22.08.2016
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