

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

**CRM No. M-8989 of 2016
Date of decision: 14.12.2016**

Brijeshwar @ Bablu and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sanjeev Duggal, Advocate,
for the petitioners.

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

Mr. Arun Abrol, Advocate,
for respondent Nos. 2 and 3.

Ritu Bahri, J.

Quashing of FIR No. 24 dated 01.09.2015, under Sections 363, 366 read with Section 120-B IPC, registered at Police Station, Dorangla, District Gurdaspur (Annexure P-1) is sought on the basis of compromise dated 03.12.2015 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Ashok Singh-respondent No.2 to the effect that his daughter had performed marriage with Ravinder Singh-petitioner No.4 on 20.08.2015 and thereafter, performed marriage on 25.08.2015 at Chamunda Devi Mandir. Thereafter, they sought protection from the High Court, Shimla by filing Cr.W.P. No.18/2015, which came up for hearing on 03.09.2015 and a direction was given to the Superintendent of Police, Kangra to provide security to the

petitioners. The present FIR has been registered with the allegation that daughter of the complainant had been kidnapped by the petitioners.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties vide compromise deed dated 03.12.2015 (Annexure P-2).

Vide order dated 01.08.2016 passed by this Court, Sakshi, daughter of Ashok Singh-complainant was impleaded as respondent No.3 in this petition and thereafter, a direction was given to the trial Court to record the statements of the parties.

In compliance with the order dated 01.08.2016 passed by this Court, parties have got recorded their statements before the trial Court. Report from the Additional Sessions Judge, Gurdaspur, has been received in this regard. As per report, Ashok Singh-respondent No.2 (complainant) made his statement on 28.09.2016 to the effect that he has compromised the matter with accused-petitioners out of his own free will and without any coercion or pressure. He has no objection if, the aforesaid FIR is quashed. Sakshi, daughter of complainant, also made her statement while admitting the factum of compromise. She stated that she does not want to proceed against the accused-petitioners and has no objection, if the FIR is quashed. Joint statement of Brijeshwar @ Bablu, Pooja, Tilak Raj, Ravinder Singh @ Abbu, Vinod Singh and Anu-petitioners was also recorded to the same effect. In view of separate statements given by 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 Ors. 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. 24 dated 01.09.2015, under Sections 363, 366 and 120-B IPC, registered at Police Station, Dorangla, District Gurdaspur, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

14.12.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No