

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11243 of 2017
Date of Decision: 10.05.2017

Bijender and others

.....Petitioners

Vs.

State of Haryana and ors.

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.S.L.Barwala, Advocate, for the petitioners.

Ms.Mahima Yashpal, AAG, Haryana.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.354 dated 27.08.2016, for the offence under Section 34, 354, 427 and 452 IPC registered at Police Station Sadar Hansi, District Hisar, (Annexure P-1), along with all consequential proceedings arising therefrom, on the basis of compromise dated 22.03.2017 (Annexure P-2).

It was alleged by the complainant-Rinku that petitioners were abusing badly in an inebriated condition in a nearby wine shop. When the complainant and her mother-in-law tried to stop them, they had broken their wall, abused and touched her. The complainant and her mother-in-law saved by some local persons. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondents No.2 and 3 i.e. Rinku and her mother in law Nanhani @ Pataso, vide compromise deed dated 22.03.2017 (Annexure P-2).

In compliance with the order dated 03.04.2017 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Hansi, has been received in this regard. As per report, respondents No.2 and 3 i.e. Rinku and her mother in law Nanhani @ Pataso and accused-petitioners appeared before the trial Court on

17.04.2017 for getting their statements recorded in support of the compromise. In this regard statements of respondents No.2 and 3 i.e. Rinku and her mother-in-law Nanhani @ Pataso and accused-petitioners were recorded to the effect that they have compromised the matter and respondents No.2 and 3 i.e. Rinku and her mother-in-law Nanhani @ Pataso have no objection if the present FIR is quashed against these accused. Statements of accused-petitioners 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 (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.354 dated 27.08.2016, for the offence under Section 34, 354, 427 and 452 IPC registered at Police Station Sadar Hansi, District Hisar, (Annexure P-1) are quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

10.05.2017
anil

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