

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-13758 of 2016
Date of Decision: 29.03.2017

Kulwinder Singh

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.B.K.Saini, Advocate, for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.Rohtash Kumar, Advocate, for respondent Nos.2 and 3.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.45 dated 12.03.2015, for the offence under Sections 363, 366-A IPC registered at Police Station PAU Ludhiana (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of affidavit (Annexure P-3 and P-4).

It was alleged by the complainant that her daughter was kidnapped by one Kulwinder Singh @ Kala @ Kimmi on the pretext to marry her. On this background, FIR has been registered.

During the pendency of the trial, the matter has been resolved between the petitioner and respondents No.2 and 3-Deepak Tiwari and Taranum Tiwari vide their affidavits (Annexures P-2 and P-3).

In compliance with the order dated 07.02.2017 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Ludhiana, has been received in this regard. As per report, respondents No.2 and 3-Deepak Tiwari and Taranum Tiwari respectively and accused-petitioner appeared before the trial Court on 10.03.2017 for getting their statements recorded in support of the compromise. In this regard statements of respondents No.2 and 3-Deepak Tiwari and Taranum Tiwari and accused-petitioner were recorded to the

effect that they have compromised the matter and respondents No.2 to 3 has no objection if the present FIR is quashed against the accused/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 (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.45 dated 12.03.2015, for the offence under Sections 363, 366-A IPC registered at Police Station PAU Ludhiana (Annexure P-1), is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

29.03.2017

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