

In the High Court of Punjab and Haryana at Chandigarh

CRM -M-14363 of 2016

Date of Decision: 20.3.2017

Gurdev Singh

---Petitioner

versus

State of Punjab and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. P.K.Bansal, Advocate
for the petitioner
Mr. Mikhail Kad, AAG, Punjab

Rekha Mittal, J.

The present petition seeks quashing of FIR No. 88 dated 4.6.2007 for offence punishable under Sections 376, 323 of the Indian Penal Code (in short "IPC") registered at Police Station, Guruharsahai, District Ferozepur on the basis of compromise.

Counsel for the State, on instructions from SI Manjit Singh has apprised the Court that cancellation report has been prepared in the matter and the same would be filed in the Court shortly.

In view of enunciation of law laid down by Hon'ble the Supreme Court of India in '*Gian Singh v. State of Punjab and another*', **2012(4) R.C.R. (Criminal) 543**, criminal proceedings under Section 376 IPC are not to be quashed on the basis of compromise.

That being so, the present petition is disposed of.

(Rekha Mittal)
Judge

20.3.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No