

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

**CRM No. M-15076 of 2017
Date of decision: 25.05.2017**

Rashpal Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rajesh Kapila, Advocate,
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No. 12 dated 05.02.2017, under Section 376 IPC, registered at Police Station, Lakho Ke Behram, District Ferozepur (Annexure P-5) is sought on the basis of compromise effected between the parties.

The F.I.R was registered on the basis of statement made by Kirna Rani-respondent No.2 (complainant) with the allegation that 01.02.2017, when she was present in her house, Rachhpal Singh-petitioner came there and took her in the bathroom. Thereafter, he committed rape upon her. In this background, the FIR was registered.

After registration of the FIR, with the intervention of respectable persons, the matter has been amicably resolved between the parties. Now respondent No.2-complainant is residing with the petitioner as his legally wedded wife.

In compliance with the order dated 02.05.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq

Magistrate. Report from the Judicial Magistrate Ist Class, Guruharsahai, has been received in this regard. As per report, Kirna Rani-respondent No.2 (complainant) made her statement on 24.05.2017 to the effect that she has got registered the present FIR against accused-petitioner under the pressure of her parents. In fact, she was having love affair with Rashpal Singh. Therefore, she has solemnized marriage with him. She has no grouse against the accused-petitioner. At present, she is happily residing with Rashpal Singh-petitioner as his wife. She has no objection if, the above said FIR is quashed. Separate statement of Rashpal Singh-petitioner 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. 12 dated 05.02.2017, under Section 376 IPC, registered at Police Station, Lakho Ke Behram, District Ferozepur, is quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

25.05.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No