

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25615 of 2016
Date of Decision: 28.02.2017

Surjit Singh and another

.....Petitioners

Vs.

State of Punjab and Anr.

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.C.M.Munjal, Advocate, for the petitioners.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.Harpal Singh, Advocate, for respondent No.2.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.13 dated 23.02.2015, for the offence under Sections 354/323/34 IPC registered at Police Station Sadar, Abohar, District Fazilka along with all consequential proceedings arising therefrom, on the basis of compromise dated 16.05.2016 (Annexure P-2).

It was alleged by the complainant that she along with her daughter-in-law were cutting grass on the front field of petitioners then they came and misbehaved with her daughter-in-law. When the daughter-in-law tried to stop them, the petitioner No.1 gave injuries on her left hand and right chest and torn her clothes forcibly. When, the complainant raised alarm, local people came to the spot and saved them. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondent No.2-Rajwant Kaur, vide compromise deed dated 16.05.2016 (Annexure P-2).

In compliance with the order dated 07.11.2016 passed by this Court, the parties got recorded their statements before the trial Court.

Report from the JMIC, Abohar, has been received in this regard. As per

report, complainant-Rajwant Kaur and accused-petitioners appeared before the trial Court for getting their statements recorded in support of the compromise. In this regard statements of complainant-Rajwant Kaur and accused-petitioners were recorded to the effect that they have compromised the matter and complainant-Rajwant Kaur has no objection if the present FIR is quashed against these accused/petitioners. 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.13 dated 23.02.2015, for the offence under Sections 354/323/34 IPC registered at Police Station Sadar, Abohar, District Fazilka, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

28.02.2017
anil

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