

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

**CRM No. M-32680 of 2016
Date of decision: 30.03.2017**

Hardeep Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. L.S. Sidhu, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Mr. D.S. Sidhu, Advocate,
for respondent Nos.2 & 3.

Ritu Bahri, J.

Quashing of FIR No. 57 dated 17.05.2016, under Sections 376/511/506/379-B/149 IPC, registered at Police Station, Kot Ise Khan, District Moga (Annexure P-1) is sought on the basis of compromise dated 28.05.2016 (Annexure P-3).

The F.I.R was registered on the basis of statement made by Rajandeep Kaur-respondent No.2 to the effect that on 16.05.2016, at about 11.00 A.M., she along with her sister Karamjit Kaur and cousin Jarnail Singh was going towards Dharamkot. When they reached near the land of Tarlok Singh, they found Hardeep Singh, Baljit Singh, Sakhi, Ranjit Singh and Rahul were standing there along with 8-10 unknown persons. They

stopped their motorcycle. Hardeep Singh and Baljit Singh forcibly took the

sister of complainant towards the fields of Tarlok Singh. Sakhi and Rahul also took the complainant in the fields and tried to commit rape upon her. Accused-petitioners had torn the clothes of the complainant and her sister Karamjit Kaur. In this background, the FIR was registered.

After registration of the FIR, with the intervention of respectable persons, the matter has now been amicably resolved between the parties vide compromise deed dated 28.05.2016 (Annexure P-3).

In compliance with the orders dated 16.09.2016/23.11.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate, Ist Class, Moga, has been received in this regard. As per report, Rajandeep Kaur-respondent No.2 (complainant) made her statement on 17.02.2017 to the effect that with the intervention of respectable persons, she has compromised the matter with accused-petitioners out of her own free will and without any coercion or pressure. The compromise will help in restoring good relations and harmony between the parties. She has no objection if, the above said FIR is quashed. Karamjit Kaur-respondent No.3, who was eye witness of the occurrence, also made a statement to the effect that the matter has been compromised between the parties. Separate statements of Hardeep Singh, Baljit Singh, Sakhi @ Sukhi, Ranjit Singh and Rahul-petitioners were 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 57 dated 17.05.2016, under Sections 376/511/506/379-B/149 IPC, registered at Police Station, Kot Ise Khan, District Moga, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

30.03.2017
ajp

(RITU BAHRI)
JUDGE

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