

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3493 of 2017
Date of Decision: 21.03.2017

Madan Lal

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Jasminder Singh Thind, Advocate, for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

Mr.Vishal Goel, Advocate, for the respondents No.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.358 dated 14.12.2013, for the offence under Sections 363, 366-A IPC registered at Police Station Rania, Distt. Sirsa, along with all consequential proceedings arising therefrom, on the basis of affidavit and compromise dated 11.01.2017 (Annexure P-2 & P-3).

It was alleged by the complainant-Dalbeer Singh that her daughter Rajwinder Kaur who was minor was missed from 04.12.2013 and it was found that petitioner Madan Lal had taken her daughter after alluring her along with him. On this basis, FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondents No.2-Dalbeer Singh vide compromise deed/affidavit dated 11.01.2017 (Annexure P-2 & P-3).

In compliance with the order dated 03.02.2017 passed by this

Court, the parties got recorded their statements before the trial Court. Report from the ACJM, Jalandhar, has been received in this regard. As per report, respondents No.2-Dalbeer Singh and accused-petitioner appeared before the trial Court on 07.02.2017 for getting their statements recorded in support of the compromise. In this regard statements of respondents No.2-Dalbeer Singh and accused-petitioner were recorded to the effect that they have compromised the matter and respondents No.2-Dalbeer Singh 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.358 dated 14.12.2013, for the offence under Sections 363, 366-A IPC registered at Police Station Rania, Distt. Sirsa, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

21.03.2017
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