

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38829-2016

Date of Decision:- 31.01.2017

Suraj Paswan

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Bikram Singh, Advocate,
for the petitioner.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Ms. Neelam Rani, Advocate
for respondent Nos.2 and 3.

RITU BAHRI, J. (Oral)

Present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.26 dated 08.04.2016, under Sections 363 and 366A IPC, registered at Police Station Division No.8, District Ludhiana, on the basis of compromise dated 10.10.2016 (Annexure P-6).

Learned counsel for the petitioner submits that the petitioner has solemnized marriage with respondent No.3 on 08.04.2016 and as per her school certificate (Annexure P-2), as of today she has already attained majority. She is residing happily with the petitioner in her matrimonial home and does not want to pursue the matter against him. . Moreover keeping in view the peace and harmony, the matter has now been amicably settled between the parties with the intervention of respectable persons, vide compromise dated 10.10.2016 (Annexure P-6).

During the course of preliminary hearing, the trial Court, was directed to record the statements of all the concerned parties, with regard to

the genuineness and validity or otherwise of the compromise dated 10.10.2016 (Annexure P-6), by way of order dated 03.11.2016, by this Court.

In compliance of order dated 03.11.2016 of this Court, the report of the Judicial Magistrate 1st Class, Ludhiana dated 09.12.2016 has been received. As per the report, the statements of all the concerned parties have been recorded and the complainant has no objection, if the present FIR registered against the petitioner is quashed. Statements of the accused and complainant have been recorded to the same effect.

Consequently, in view of the above-said report and in view of the judgments of the Hon'ble Supreme Court in **Dr. Arvind Barsaul etc. Vs. State of Madhya Pradesh and another**, 2008(2) RCR (Criminal) 910; **Madan Mohan Abbot Vs. State of Punjab**, 2008(2) RCR (Criminal) 429 and 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, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.26 dated 08.04.2016, under Sections 363 and 366A IPC, registered at Police Station Division No.8, District Ludhiana and all the subsequent proceedings arising therefrom are hereby quashed, on the basis of compromise dated 10.10.2016 (Annexure P-6).

The present petition stands disposed of.

January 31, 2017

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(**RITU BAHRI**)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No