

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-39559 of 2016
Date of Decision: 28.02.2017

Ajay Kumar @ Pamma

.....Petitioner

Vs.

State of Punjab and Anr.

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Atul Goyal, Advocate, for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.D.S.Gandhi, Advocate, for the 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.316 dated 09.09.2015, for the offence under Sections 341/354/506 IPC registered at Police Station Jodhewal, District Ludhiana, (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 18.10.2016 (Annexure P-2).

It was alleged by the complainant that petitioner was harassing her by asking her mobile number with a view to talk her. Time and again the petitioner teasing the complainant and threatened her that if she is not provided her mobile number, he would commit suicide. 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-Pardeep Kaur, vide compromise deed dated 18.10.2016 (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, Ludhiana, has been received in this regard. As per report, Pardeep Kaur-complainant and accused-petitioners appeared before the trial Court on 21.11.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Pardeep Kaur and accused-petitioner were recorded to the effect that they have compromised the matter and Pardeep Kaur-complainant has no objection if the present FIR is quashed against these accused. 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.316 dated 09.09.2015, for the offence under Sections 341/354/506 IPC registered at Police Station Jodhewal, District Ludhiana, (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

28.02.2017