

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

**CRM No. M-45941 of 2016
Date of decision: 23.03.2017**

Jaggi Gill @ Jugraj Singh

...Petitioner

Versus

Union Territory, Chandigarh and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sanjiv Gupta, Advocate,
for the petitioner.

Mr. Anil Kumar Lamdharia, Addl. P.P.
for U.T., Chandigarh.

Mr. Kawal Chaudhary, Advocate,
for complainant-respondent No.2.

Ritu Bahri, J.

Quashing of FIR No. 0338 dated 05.11.2016, under Section 354, 354 (A), 354 (D), 452 read with Section 34 IPC, registered at Police Station, Sector 39, Chandigarh (Annexure P-1) is sought on the basis of compromise dated 20.12.2016 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Harpreet Kaur-respondent No.2 (complainant) to the effect that on 05.11.2016, at about 1:15 P.M., she was alone in her house. In the meantime, Jaggi Gill @ Jugraj Singh-petitioner entered her house and tried

to commit rape upon her. Due to this, she raised a noise. However, accused-

petitioner gave her beatings. Somehow, she escaped from the clutches of accused and went towards the market, where his mother had gone. Accused also tried to run over his car upon the complainant. At that time, one another boy was also sitting with him. In this background, the FIR was registered.

During the pendency of trial, with the intervention of respectable persons, the matter has been amicably resolved between the parties vide compromise deed dated 20.12.2016 (Annexure P-2).

In compliance with the order dated 02.02.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Judicial Magistrate Ist Class, Chandigarh, has been received in this regard. As per report, Harpreet Kaur-respondent No.2 (complainant) and Jaggi Gill @ Jugraj Singh-petitioner made a joint statement on 28.02.2017 to the effect that with the intervention of respectable persons, they have compromised the matter out of their own free will and without any pressure or coercion. Complainant has no objection if, the above said FIR is quashed. In view of the joint statement 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 (Cr1.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 0338 dated 05.11.2016, under Section

Station, Sector 39, Chandigarh, is quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

23.03.2017
ajp

(RITU BAHRI)
JUDGE

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