

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

**CRM No. M-5002 of 2017
Date of decision: 23.03.2017**

Pardeep

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rajiv Kumar Saini, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, haryana.

Mr. Yogesh Kumar, Advocate,
for respondent No.2.

Ritu Bahri, J.

Quashing of FIR No. 446 dated 17.08.2016, under Section 452 IPC and Section 8 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station, Gharaunda, District Karnal (Annexure P-1) is sought on the basis of compromise dated 23.01.2017 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Neha-respondent No.2 (complainant) to the effect that on 17.08.2016, at about 6:30 P.M., she was standing in front of her house. In the meantime, Pardeep-petitioner came there and forcibly took her inside. Thereafter, he started doing obscene acts with her. She raised hue and cry, which attracted

her mother Vanita. On seeing her, accused-petitioner ran away from the spot. 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 23.01.2017 (Annexure P-2).

In compliance with the order dated 15.02.2017 passed by this Court, parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Karnal, has been received in this regard. As per report, Neha-respondent No.2 (complainant) made her statement on 21.02.2017 to the effect that she has compromised the matter with accused-petitioner out of her own free will and without any pressure or coercion. She has no objection if, the above said FIR is quashed. Statement of Babita, mother of complainant, was also recorded, wherein she admitted the factum of compromise having been effected between the parties. Separate statement of Pardeep-petitioner was 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 (Cr1.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 446 dated 17.08.2016, under Section 452 IPC and Section 8 of the Protection of Children from Sexual Offences Act,

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