

CRM-M-6270 of 2017

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

**CRM-M-6270 of 2017
Date of Decision: 19.05.2017**

Harjinder Singh and others

.....Petitioner

Vs.

The State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.B.S.Bhalla, Advocate for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.Harkaran Singh, Advocate, for the complainant.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.187 dated 01.12.2016, for the offence under Sections 363/366 IPC and Section 376 IPC added later on registered at Police Station Dharamkot, District Moga along with all consequential proceedings arising therefrom, on the basis of compromise dated 04.01.2017 (Annexure P-2).

It was alleged by the complainant that her daughter had been kidnapped by the petitioner No.1 and her mother i.e. petitioner No.2, on the pretext of marrying her with petitioner No.1. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondents No.2 and 3 i.e. Geja Singh and Kailash Kaur respectively, vide compromise deed dated 04.01.2017 (Annexure P-2).

In compliance with the order dated 27.02.2017 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Moga, has been received in this regard. As per report, respondents No.2 and 3 i.e. Geja Singh and Kailash Kaur and

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accused-petitioners appeared before the trial Court on 22.03.2017 for getting their statements recorded in support of the compromise. In this regard statements of respondents No.2 and 3 i.e. Geja Singh and Kailash Kaur and accused-petitioners were recorded to the effect that they have compromised the matter and respondents No.2 and 3 i.e. Geja Singh and Kailash Kaur have no objection if the present FIR is quashed against the accused/petitioners. 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.187 dated 01.12.2016, for the offence under Sections 363/366 IPC and Section 376 IPC added lateron registered at Police Station Dharamkot, District Moga, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

19.05.2017

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<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>