

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-24837-2018 (O&M)

Date of decision:15.12.2018

Banita Rani @ Pooja

.....Petitioner

versus

State of Punjab and another

....Respondent

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Jatinder Pal Singh Smagh, Advocate for the petitioner.

Ms. Sunint Kaur, AAG, Punjab.

Mr. Piyush Sharma, Advocate for respondent No.2.

Kuldeep Singh, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.34 dated 11.03.2018 under Sections 3, 4 of Immoral Traffic (Prevention) Act, 1956, registered at Police Station Ghall Khurd, District Ferozepur (Annexure P-1) and all consequential proceedings on the basis of compromise.

On the directions of this Court, statement of the parties have been recorded regarding compromise.

State was directed to file reply.

State in the reply has opposed the prayer of the petitioner on the ground that offences are non-compoundable and are against the society in general and witnessed by members of the society who tried to nab the accused red handed. Therefore, state has opposed the quashing of the FIR. It is further

stated that Rakesh Kumar-complainant had made a complaint against Banita Rani @ Pooja, his bhabhi that she is indulging in immoral trafficking. The complainant tried to apprehend Raman Bhaike but he managed to escape after having scuffle with the complainant. After the investigation, police has presented the challan that offence of running the house brothel are against the society.

It is non-compoundable offence. Therefore, interest of justice requires that should be decided on merits. No ground is made out to quash the FIR No.34 dated 11.03.2018 under Sections 3, 4 of Immoral Traffic (Prevention) Act, 1956, registered at Police Station Ghall Khurd, District Ferozepur.

Accordingly, the petition is dismissed.

(KULDIP SINGH)
JUDGE

15.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No