

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

Crl. Misc. 40195-2015 (O&M)
Date of Decision: 30.07.2018.

Mohan Lal alias Raj

...Petitioner

Versus

UT of Chandigarh and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Satbir Rathore, Advocate
for the petitioner.

Mr. Parveen Chauhan, Advocate for
Mr. Gagandeep S. Wasu, Addl. P.P., UT, Chandigarh.

Mr. Gautam Bhardwaj, Advocate
for respondent No. 2 and 3.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 84 dated 26.02.2015 under Sections 363, 366 of Indian Penal Code, (Section 376 IPC and Section 4 of POCSO Act added later on) registered at Police Station Sector 11 Chandigarh on the basis of compromise that has been arrived at between the parties.

Learned counsel for the petitioner herein contends that this is a fit case where the FIR should be quashed while taking into consideration that the prosecutrix and the petitioner herein have since got married in June, 2017. In fact they are residing together and the matter stood compromised between the complainant and the petitioner -Mohan Lal as far back as

05.11.2015.

After notice had been issued in the said matter, appearance has been caused on behalf of the complainant, who admits to the compromise having been arrived at between the parties as also the fact that his daughter has solemnized a marriage with the petitioner herein and they are now residing together. He submits that he would have no objection in case the said compromise is given effect to and the FIR is quashed.

Learned counsel appearing on behalf of UT, Chandigarh, on instructions from S.I. Labh Singh, submits that the challan has been presented and the proceedings have been initiated. In fact on account of the interim order, proceedings under the said FIR have been stayed.

I have heard the learned counsel for the parties and deem it appropriate to direct the parties herein to appear before the trial Court and trial Court to record their statements in the proceedings that are underway in the said FIR.

Since the proceedings have been stayed, let the parties to appear before the trial Court to get their statements recorded regarding compromise and thereafter the trial Court act in accordance with law.

The parties are directed to appear before the learned trial Court on 09.08.2018 or any other date convenient to the Court.

Petition stands disposed of.

July 30, 2018
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No