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

CRM No. 315 of 2018 in/and
CRM-M No.43213 of 2017
Date of Decision: 16.01.2018

Parminder Kaur

....Petitioner

Vs

State of Punjab and another

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Petitioner in person with
Mr. Bhriugu Dutt Sharma, Advocate,
for the petitioner.

Mr. Randhir Singh Thind, D.A.G., Punjab.

Respondent No.2/complainant with
Mr. Atul Gaur, Advocate, for
Mr. Pawan Sharma, Advocate,
for respondent No.2.

RAJ MOHAN SINGH, J.(Oral)

In the main petition, prayer is for quashing of FIR No.178 dated 21.07.2011 under Sections 448, 506, 34 IPC registered at Police Station Division No.5, Jalandhar along with other consequent proceedings undertaken in pursuance thereof.

The petitioner was found to be innocent and thereafter, she was summoned along with co-accused Deepak

under Section 319 Cr.P.C. as additional accused.

Proclamation was issued against the petitioner and the same was duly effected. Consequently, the petitioner was declared to be proclaimed offender vide order dated 20.11.2014. Thereafter, the matter was amicably settled between the parties.

Statement of complainant was recorded by the Judicial Magistrate Ist Class, Jalandhar on 05.10.2016. On the basis of No Objection shown by the complainant, the accused were acquitted, however, the complainant undertook to make statement as and when the petitioner will move to the Court for quashing of order declaring her proclaimed offender.

Co-accused namely Ajit Singh, Jasvir Kaur and Deepak were acquitted of the charges on the basis of compounding of offences by the Judicial Magistrate Ist Class, Jalandhar on 05.10.2016 itself.

Since, the petitioner had gone to Spain, therefore, on her arrival, she moved the present petition. Vide order dated 15.11.2017, notice of motion was issued and she was directed to surrender before the trial Court within a week. In the event of her appearance, she was ordered to be admitted on bail subject to satisfaction of the trial Court.

Since, the petitioner has already surrendered, therefore, as per requirement of order dated 05.10.2016, the

complainant has to depose in the context of compromise qua the petitioner.

Petitioner and the complainant are present in Court.

The complainant through her counsel has admitted the factum of compromise. She has been identified by her counsel.

Learned State counsel has no objection to the aforesaid course if the FIR is quashed on the basis of compromise qua the petitioner as well.

In view of aforesaid facts and circumstances of the case, I deem it appropriate to quash FIR No.178 dated 21.07.2011 under Sections 448, 506, 34 IPC registered at Police Station Division No.5, Jalandhar and other consequent proceedings undertaken in pursuance thereof on the basis of compromise qua the petitioner as well.

Petition stands disposed of.

16.01.2018

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No