

279.

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

CRM-M-9765-2019

Date of decision:08.05.2019

JAGGA SINGH

... Petitioner

Versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Raman Mohinder Sharma, Advocate,
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab,
for respondent No.1.

Mr. Deshpreet Singh, Advocate,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.34 dated 10.02.2015 registered under Sections 363/366 of IPC (Section 376 IPC added lateron) at Police Station City-1, Abohar, District Fazilka (Annexure P-1) on the basis of compromise/affidavit dated 17.05.2018 (Annexure P-2).

Counsel for the petitioner has argued that apart from the fact that the petitioner and daughter of the complainant have approached this Court to seek protection as they have solemnized marriage against the wishes of respondent No.2, they are staying together as husband and wife and out of their wedlock, three children have been born to them. The prosecutrix has no objection in case the FIR is quashed.

Counsel for respondent No.2 at whose behest FIR was registered fairly admits the very compromise between the parties and states that he has no objection in case the FIR is quashed.

Learned State counsel, on instructions from HC Bahadur Singh, states that the police has already conducted investigation in the case and has prepared cancellation report which has duly been presented before the Illaqa Magistrate on 17.01.2019, which is pending consideration.

Considering the fact that the matter is statedly compromised between the parties and the police has prepared and submitted the cancellation report before the Illaqa Magistrate, the present petition is disposed of at this stage, however, the Illaqa Magistrate is directed to take decision on the cancellation report in accordance with law.

(HARI PAL VERMA)
JUDGE

08.05.2019

sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No