

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

CRM-M-30618-2017

Date of decision: February 14, 2019

Ravinder Kaur and another**...Petitioners****Versus****State of Punjab and another****...Respondents****CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present: Mr. Deepak Arora, Advocate
for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

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

RAJ SHEKHAR ATTRI, J. (ORAL)

This is a petition filed under Section 482 of Criminal Procedure Code for quashing of FIR No.78 dated 23.10.2016, under Sections 376, 452, 120-B of the Indian Penal Code (for short 'IPC') and Sections 3/4 of Protection of Children from Sexual Offences Act, 2012, registered at Police Station Sekhwan, Police District Batala and subsequent proceedings arising therefrom on the basis of compromise.

Petitioner No.2-Panthjit Singh has already been married with respondent No.2-Gurpreet Kaur and they are residing together. Earlier, they have left the village and in their absence, father of the girl lodged the FIR and later on offence under Section 376 IPC was added.

It is a case where both petitioner No.2 and respondent No.2 have married and now living a happy married life.

Perusal of allegations in the complaint reveals that the present case squarely falls in the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping

Court in 'Gian Singh v. State of Punjab and another', 2012 (4) R.C.R. (Criminal) 543 and in the light of facts and circumstances discussed hereinbefore, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that the same are put to an end.

For the foregoing reasons, the petition is allowed and FIR No.78 dated 23.10.2016, under Sections 376, 452, 120-B of the Indian Penal Code (for short 'IPC') and Sections 3/4 of Protection of Children from Sexual Offences Act, 2012, registered at Police Station Sekhwan, Police District Batala and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

February 14, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no