

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

270

CRM-M-44687-2018

Date of Decision:06.12.2019

Deepak Kumar Chawlia

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Rajender Singla, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. J.S. Khattar, Advocate,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in the instant petition filed under Section 482 Cr.P.C. is for quashing of FIR No.3 dated 16.01.2018 under Sections 363, 366-A IPC and Sections 3 & 4 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station City-2, Mansa (Annexure P-1) along with all consequential proceedings arising therefrom.

Reply by way of affidavit of complainant-respondent No.2- Rajpreet Kaur wife of Sukhwinder Singh, filed in court today, is taken on record.

Learned counsel for the petitioner states that apart from the fact that the prosecutrix has not been medically examined as she(prosecutrix) has refused to undergo for such medical examination, the matter has

otherwise been compromised between the parties.

At this stage, learned State Counsel, on instructions from HC Gurpreet Singh, submits that the case has been investigated and the police has prepared the cancellation report in the case and the same is pending consideration for necessary approval before the authorities for its onward presentation to the court.

Learned counsel for the complainant-respondent No.2 admits the factum of compromise entered between the parties.

Faced with the situation, learned counsel for the petitioner seeks withdrawal of the present petition, however, with liberty to file a fresh petition seeking quashing of FIR in the event of non-submission of the cancellation report or in case the cancellation report is not accepted by the trial court.

Dismissed as withdrawn with liberty, as aforesaid.

December 06, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No