

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

CRM-M-89 of 2020.

Decided on:- January 22, 2020.

Mohd. Rafiq.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

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

Present:- Mr. Anil Kumar Garg, Advocate
for the petitioner.

Mr. Hittan Nehra, DAG, Punjab.

Ms. Varinder Kaur Warraich, Advocate for
Ms. G.K. Mann, Advocate
for respondent No.2.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.PC is for quashing of the FIR No.40 dated 20.06.2019 under Sections 376, 354 and 354-A read with Section 34 IPC registered at Police Station Sandaur, District Sangrur and all subsequent proceedings arising therefrom on the basis of compromise.

Learned counsel for respondent No.2-complainant has put in appearance and admits the very factum of compromise. Power of attorney filed on behalf of respondent No.2 in Court, is taken on record.

At this stage, learned State counsel, on instructions from ASI Jagtar Singh, states that in the aforesaid FIR, the matter has been investigated by the police and a cancellation report has been submitted by the police

before the Court on 03.12.2019, which is pending consideration before learned Magistrate on 23.01.2020.

In view of the aforesaid statement made by learned State counsel, the present petition is rendered infructuous.

Dismissed as infructuous.

However, in case the cancellation report is not accepted before the trial Court, the petitioner would be at liberty to file a fresh petition so as to seek quashing of the aforesaid FIR on the basis of compromise.

January 22, 2020

Yag Dutt

(HARI PAL VERMA)

JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No