

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-31601-2019 (O&M)

Date of Decision:- 22.9.2020

Pargat Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kanwar Pahul Singh, Advocate,
for petitioners No.1 to 3.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Dr. Rabia Gund, Advocate, for respondents No.2 to 4.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners namely Pargat Singh, Nishandeep Singh and Gurpreet Singh (petitioners No.1 to 3) have approached this Court seeking quashing of FIR No.206, dated 6.10.2018, Police Station Jandiala, Amritsar Rural, under Sections 363, 366-A, 120-B IPC and all subsequent proceedings emanating therefrom on the basis of a compromise effected between the parties.
2. The FIR in question was lodged at the instance of Manjit Kaur wherein it has been alleged that Paramjot Singh was studying in the

school where her daughter aged about 16 years of age was also studying and had been teasing her daughter. It is further alleged therein that aforesaid Paramjot wanted to marry complainant's daughter and although she tried to reason out with him but to no avail. It is alleged that on 5.10.2018 the complainant's daughter went missing from her home and despite their efforts she could not be traced. The complainant alleged that Paramjot Singh had enticed away her daughter on the pretext of marrying her.

3. While petitioner No.2 Nishandeep Singh is stated to be friend of Paramjot Singh, petitioner No.1 Pargat Singh is father of petitioner No.2 Nishandeep Singh and petitioner No.3 Gurpreet Singh is stated to be cousin of Nishandeep Singh.
4. Since the matter was stated to be amicably resolved amongst the parties, the parties were directed to appear before the Illaqa Magistrate/Duty Magistrate/Trial Court concerned vide order dated 16.12.2019 so as to get their statements recorded qua the factum of compromise.
5. Report of learned Additional Sessions Judge, Amritsar, has been received, wherein it has been reported that the statement of the prosecutrix and also of her parents including the complainant have been recorded to the effect that the matter has been compromised amongst the parties and that they have no objection for quashing of the FIR. It has further been reported that the compromise has been effected between the parties out of their free will and volition.

6. In view of the aforesaid compromise and while bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.206, dated 6.10.2018, Police Station Jandiala, Amritsar Rural, under Sections 363, 366-A, 120-B IPC and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners No. 1 to 3.

September 22, 2020

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No