

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

**CRM-M-8278-2021(O&M)
Date of Decision: 22.02.2021**

(Heard through VC)

Shivam @ Shubham Verma

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. J.S. Jaidka, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Section 482 Cr.P.C. for quashing of FIR No.196 dated 07.11.2020 under Sections 376 IPC, 1860 registered at Police Station Jamalpur, District Ludhiana on the basis of compromise that has arrived at between the parties.

Learned counsel for the petitioner herein would contend that a totally false case has been registered against the petitioner herein, who is none other than the nephew of the complainant. It is further argued that the even a reading of the allegations made in the FIR would not make out any case under Section 376 IPC. Apart from that, the counsel would contend that the complainant herself has got her statement suffered under Section 164 Cr.P.C. that she would not like to pursue with the matter and prays that the matter be quashed.

Notice of motion.

On the asking of the Court, Mr. Harbir Sandhu, A.A.G., Punjab, appearing through the medium of video conferencing accepts notice on behalf of respondent/State and admits that the complainant has already got her statement recorded under Section 164 Cr.P.C. regarding the fact that she does not want to proceed with the matter.

At this stage, Mr. Vivek Aggarwal, Advocate appearing through the medium of video conferencing accepts notice on behalf of respondent No.2 and submits that the matter has been compromised between the parties and complainant have no objection in case the FIR is quashed.

I have heard learned counsel for the parties and in view of the fact that the parties do not want to proceed with the matter and the challan has not been presented, let them appear before the Investigating Officer on 01.03.2021 to make their appropriate statements and the prosecution agency would thereafter proceed with the matter in accordance with law.

The Petition stands disposed of, accordingly.

22.02.2021

ps-I

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No