

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

**232**

**CRM-M-41091-2020**

Date of decision : 14.01.2021

ASHUBABBAR

... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.. Respondents

**CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present:- Mr. Maninder Singh Saini, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Balwant Singh, Advocate for respondent No.2.

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**Anupinder Singh Grewal, J. (Oral)**

Heard through video conferencing.

The petitioner is seeking quashing of FIR No.218 dated 09.11.2020, under Sections 363, 366-A IPC registered at Police Station City Nawanshahr, SBS Nagar, on the basis of compromise dated 16.11.2020 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he had enticed away the daughter of the complainant. He, however, contends that the daughter of the complainant is alleged to have gone in the morning and returned in the evening. He also contends that the dispute has now been resolved and the matter has been compromised. He has referred to a copy of the compromise at Annexure P-2.

Learned counsel for respondent No.2 states that the matter has indeed been compromised.

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This Court vide order dated 09.12.2020 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements and send a report as to whether the compromise has been arrived at without any coercion or undue influence. The report of the Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar dated 06.01.2021 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that compromise which has been effected is genuine, voluntary and without undue influence.

The allegations against the petitioner are that he had enticed away the daughter of the complainant, however, she is alleged to have gone in the morning and returned in the evening. The matter has now been compromised. In view of the law laid down by the Supreme Court in the case of **Narinder Singh vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. It would, thus, be in the interest of justice to quash the FIR No.218 dated 09.11.2020, under Sections 363, 366-A IPC registered at Police Station City Nawanshahr, SBS Nagar and all consequential proceedings are hereby quashed qua the petitioner.

(ANUPINDER SINGH GREWAL)  
JUDGE

January 14, 2021  
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|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether Reportable        | : | Yes/No |