

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 257

CRM-M-4860-2020

Date of decision : 12.05.2022

Rajesh Hans

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Vivek K.Thakur, Advocate, for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

Mr.Nitin Sharma, Advocate, for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0235 dated 27.10.2016 registered under Sections 376 and 120-B IPC at Police Station City Kapurthala, District Kapurthala on the basis of a compromise dated 24.01.2020 (Annexure P-3 and P-4) entered into between the parties.

Through the impugned FIR the petitioner is accused of having raped the prosecutrix. Therefore, the same cannot be quashed on the basis of a compromise especially when the prosecutrix has also appeared before the Trial Court as a witness of the prosecution and supported the prosecution's case.

Dismissed.

12.05.2022

shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No