

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

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(Through Video Conferencing)

CRM-M-6261-2022 (O&M)

Date of decision: 14.02.2022

Palvinder Singh @ Sunny

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

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

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is filed under Section 482 Cr.P.C. for quashing of FIR No.66, dated 27.05.2019, lodged under Sections 376, 420 and 506 IPC registered at Police Station Division No.7, Jalandhar Commissionerate, on the basis of compromise dated 10.12.2021 (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioner inter alia contends that with the intervention of friends and relatives, the parties have effected a compromise in order to maintain peace and harmony.

On a pointed query put to the learned counsel as to what was the stage of trial, he submitted that the prosecution evidence was underway. On a further query put to the learned counsel as to at what stage was the compromise arrived at between the parties, it was submitted that it was subsequent to the examination of the prosecutrix by the trial Court. Learned counsel in support of his submissions has placed reliance upon the judgment of the Hon'ble Supreme Court titled as ***'Pramod Suryabhan Pawar Vs. The State of Maharashtra and***

another' : 2019 (4) R.C.R. (Criminal) 135.

I have heard learned counsel for the petitioner and perused the material on record.

At the outset, it needs to be noticed here that the petitioner is seeking quashing of the FIR in question on the basis of a compromise stated to have been arrived at between the parties, after the prosecutrix had stepped into the witness box and supported the case of the prosecution in its entirety by reiterating the allegations levelled against the petitioner. The reliance placed upon *Pramod Suryabhan Pawar's case (supra)* would not come to the rescue of the petitioner. In *Pramod Suryabhan Pawar's case (supra)*, the FIR in question was quashed on merits whereas in the present case, quashing of FIR and all subsequent proceedings are being sought on the basis of a compromise supposedly arrived at between the parties after the evidence of the prosecutrix had been recorded and as observed hereinabove she had supported the case of the prosecution.

As a sequel to the above, this Court is not inclined to invoke its inherent jurisdiction under Section 482 Cr.P.C.

Dismissed.

However, nothing contained hereinabove would be deemed to be an expression of any opinion on merits of the case.

14.02.2022

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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