

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 270

CRM-M-52348-2018

Date of decision : 30.08.2022

Jaspinder Singh and another

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Hemant Saini, Advocate, for the petitioners.

Ms.Himani Arora, AAG, Punjab.

Mr.J.S.Sandhu, Advocate, for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 482 Cr.P.C. the petitioners seek quashing of FIR No.64 dated 06.04.2017 registered under Sections 376, 342, 506, 354-D, 323 and 34 IPC read with Sections 3 and 4 of the Protection of Children from Sexual Offences Act, 2012 at Police Station City Ferozepur, District Ferozepur on the basis of a compromise dated 21.11.2018 (Annexure P-1) entered into between the parties.

At the outset, learned State counsel submits that after investigation of the impugned FIR the State has found the contents of the FIR to be false and filed a report under Section 173 Cr.P.C. before the Chief Judicial Magistrate, Ferozepur (for short, the Magistrate) seeking cancellation of the impugned FIR. However, through order dated 27.07.2017 the Magistrate had refused to accept the cancellation report with a further direction to summon the accused to face trial under Sections 376, 342, 506, 354-D, 323 and 34 IPC read with Sections 3 and 4 of the Protection of Children from Sexual Offences Act, 2012. The petitioners had challenged the aforesaid order passed by the Magistrate through a revision petition filed before the Sessions Judge, Ferozepur which has also been dismissed on 12.07.2018.

In the light of the afore developments, learned counsel for the petitioners seeks to withdraw the present petition with liberty to the petitioners to challenge the aforesaid orders passed by the Magistrate and the Sessions Judge, Ferozpur.

Dismissed as withdrawn with liberty as prayed for.

30.08.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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