

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(127) CRM-M-31859-2019 (O&M)
Date of decision:- 03.03.2022

Manga and another ...Petitioners
Versus
State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Rishu Mahajan, Advocate for the petitioners.

Mr. Anmol Singh Sandhu, AAG, Punjab for respondent No.1.

Mr. Vikas Bishnoi, Advocate for respondents No.2 and 3.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of FIR No.0033 dated 09.06.2018, registered for offences under Sections 363, 366-A and 511 of the Indian Penal Code, 1860, at Police Station Division D., District-Police Commissionerate, Amritsar, Annexure P-1, along with all subsequent proceedings arising therefrom, on the basis of compromise dated 06.06.2019, Annexure P-2, arrived at between the parties.

FIR, Annexure P-1, has been registered on the statement of father of a 15 year old school going girl on the allegation that on 30.05.2018 when his daughter was coming back home on foot, Manga (present petitioner), who lives in the neighbourhood, stepped out of a black car, which was being driven by an unknown person and tried to kidnap her. When she raised an alarm, people gathered at the spot and the petitioner and the car driver fled away.

Heard counsel for the parties.

Supreme Court in *The State of Madhya Pradesh Versus Laxmi Narayan and others 2019 (5) SCC 688* has held that heinous and serious offences cannot be permitted to be quashed on the basis of so-called compromise.

When confronted with this legal position, counsel for the petitioners has sought and is granted permission to withdraw the petition with liberty to file a fresh one with better particulars.

Dismissed as withdrawn with liberty as aforesaid.

03.03.2022 (SUVIR SEHGAL)
Kamal JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No