

2024:PHHC:014294

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

259

CRM-M-50197-2019 (O&M)

Date of Decision: 01.02.2024

GURMAIL SINGH

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- None for the petitioner.

Mr. Rajiv Vij, Addl. P.P., U.T., Chandigarh.

HARPREET KAUR JEEWAN, J. (ORAL)

1. Prayer in the present petition is for quashing of FIR No.401 dated 10.11.2018 which was registered under Section 376, 506 IPC on the basis of an affidavit (Annexure P-2), which is alleged to have been given by the prosecutrix that the allegations levelled in the FIR are due to some misunderstanding and the petitioner has not committed any wrong act.

2. Learned State counsel on instructions from ASI Avtar Singh has informed that after presentation of the final report under Section 173 Cr.P.C., the charges were framed. There are total 19 witnesses out of which 12 witnesses have been examined. He has further informed that 4 witnesses have been given up; only 3 witnesses are yet to be examined and the next date of hearing before the trial Court is 06.03.2024.

3. In view of the aforesaid circumstances that the trial is almost complete and the offence alleged to have been committed under Section 376 IPC

is serious in nature, as such, no ground is made out for quashing of the aforesaid FIR on the basis of compromise.

4. Consequently, the present petition is dismissed.
5. All pending miscellaneous application(s), if any, stands disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

01.02.2024
P.Bhatt

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