

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-12584 of 2015 (O&M)

DATE OF DECISION: 05.12.2015

Kanwaldeep Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. **Whether reporters of local newspaper may be allowed to see judgment? (Yes/No)**
2. **To be referred to reporters or not? (Yes/No)**
3. **Whether the judgment should be reported in the Digest? (Yes/No)**

Present:- Ms. Balpreet Sidhu, Advocate
for the petitioner.

Mr. Vaibhav Sharma, DAG, Punjab.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 1 dated 4.1.2014 registered under Sections 406 and 498-A IPC at Police Station Phase 11, District SAS Nagar, on the basis of compromise.

Notice of motion was issued in this case on 23.4.2015 and parties were also directed to appear before the Judicial Magistrate Ist Class, SAS Nagar for recording of their statements with regard to compromise.

In compliance of aforesaid directions issued by this Court, petitioners as well as complainant appeared before the Chief Judicial Magistrate, SAS Nagar, Mohali and their statements were recorded. A

report in this regard along with statements of the parties has been sent by Chief Judicial Magistrate, Mohali and the same are on record.

Complainant has specifically stated in her statement that she has compromised the matter with the accused persons, which is voluntarily and without any pressure from either side. She has also stated that she does not want to pursue the case and has no objection in case the FIR is quashed.

Statements of the accused persons were also recorded, wherein, the factum of compromise has been affirmed.

Since it is a matrimonial dispute and the petitioners and complainant-respondent No.2 have no objection in quashing of the FIR and other proceedings arising therefrom, no purpose would be served in case the proceedings are continued in future as it would be a futile exercise and the complainant is not going to support the case of the prosecution.

Accordingly, the present petition is allowed and impugned criminal proceedings arising out of FIR No. 1 dated 4.1.2014 registered under Sections 406 and 498-A IPC at Police Station Phase 11, District SAS Nagar as well as all subsequent proceedings arising therefrom qua the petitioners, namely, Kanwaldeep Singh, Kanwal Nain Singh and Kuldeep Kaur are hereby quashed.

December 05, 2015
pooja

(DAYA CHAUDHARY)
JUDGE