

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-23510 of 2014

DATE OF DECISION: 05.02.2015

Jatinder Singh and another

.....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?**
- 2. To be referred to reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

Present:- Ms. Niti Wadhawan, Advocate
for the petitioners.

Mr. Parupkar Singh Ghuman, Addl. A.G., Punjab.

Mr. Rahul Vats, Advocate
for respondent No.2.

DAYA CHAUDHARY, J.

The present petition under Section 482 Cr.P.C. has been filed for quashing of FIR No. 77 dated 21.4.2009 registered under Sections 406,498-A,323,506,34 IPC at Police Station Jandiala Guru Tehsil Amritsar Rural, on the basis of compromise.

The aforesaid FIR was registered on the basis of complaint made by complainant-Navneet Kaur, who is respondent No.2 in the present petition. During pendency of the proceedings, a compromise has been arrived at between the parties and complainant has no objection in quashing of the FIR as well as other proceedings.

Notice of motion was issued in the case on 16.7.2014 and thereafter vide order dated 28.10.2014, both the parties were directed to appear before the trial Court for recording of their statements. The trial Court was also directed to submit its report before this Court regarding genuineness/validity of the compromise.

In response to the directions issued by this Court, a report has been received from the trial Court, which is on record. It has been mentioned in the report that the parties were present in the Court and their statements have been recorded, wherein, they have stated that they have voluntarily entered into the compromise out of their free will and without any undue influence. The trial Court in its report has also mentioned that no other case as well as PO proceedings are pending against any of the accused.

Complainant-Navneet Kaur has stated in her statement that the matter has been compromised and now she has no objection in quashing of the FIR as well as other proceedings registered against the accused-person.

Since the dispute between the parties is of matrimonial nature and complainant has no objection in quashing of the FIR and other proceedings, no purpose would be served in case the proceedings are continued. It has also been brought to the notice of the Court that a divorce petition filed under Section 13-B of the Hindu Marriage Act has also been allowed vide order dated 1.7.2014 (Annexure P-2) and both the parties are satisfied with the compromise.

Accordingly, this petition is allowed and impugned criminal proceedings arising out of FIR No. 77 dated 21.4.2009 registered under Sections 406,498-A,323,506,34 IPC at Police Station Jandiala Guru Tehsil Amritsar Rural along with all subsequent proceedings arising therefrom qua

Crl. Misc. No. M-23510 of 2014

(3)

petitioners, namely, Jatinder Singh and Rajwinder Kaur @ Raj are
quashed.

February 05, 2015
pooja

(DAYA CHAUDHARY)
JUDGE