

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

**CRL. MISC. No.M-37613 OF 2014 (O&M)
DATE OF DECISION : 9th OCTOBER, 2015**

Gurdev Kaur & others

.... Petitioners

Versus

State of Punjab & others

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Munish Bhardwaj, Advocate for the petitioners.

Mr. K. S. Aulakh, Assistant Advocate General, Punjab.

Mr. Tejinder Pal Singh, Advocate for respondent No.4.

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ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No.5 dated 21.05.2014 registered under Sections 406, 498-A IPC read with Section 120-B IPC at Police Station NRI, District Jalandhar (Rural) and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

The petition on behalf of petitioners No.3 and 4 was withdrawn on 10.09.2015 as they were abroad and are proclaimed offenders. Petitioners No.1, 2 and complainant were asked to get their statements recorded before the courts below.

Report has been received from learned JMIC, Jalandhar after statements of petitioners No.1 and 2 and complainant were recorded regarding the compromise. Learned JMIC has reported that

the compromise is voluntary and without any pressure or coercion. Learned JMIC has also sent copy of the statements of petitioners No.1 and 2 and complainant and compromise.

No useful purpose would be served to keep the FIR pending.

In view of the statements of petitioners No.1 and 2 and complainant and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed qua petitioners No.1 and 2 only.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

9th October, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE