

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.

CRM-M-40402 of 2014 (O&M)
Date of decision: 26.3.2015

Raghbir Singh and others ...Petitioners

Versus

State of Punjab and another ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Ms. G.K. Mann, Advocate for the petitioners.
Ms. Rajni Gupta, Addl. Advocate General, Punjab.
Respondent No.2 Manpreet Kaur in person.

Rajan Gupta, J. (oral)

Petitioners have filed this petition under Section 482 Cr.P.C. seeking quashing of FIR No.98 dated 02.09.2014, registered under sections 498-A, 406 IPC at police station Kathunangal, District Amritsar Rural, on the basis of compromise.

Learned counsel for the petitioner submits that a compromise has been arrived at between the parties and dispute has been amicably settled. Relying upon the judgment reported as ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Crl.) 1052***, learned counsel submits that in view of compromise, the impugned FIR deserves to be quashed.

Complainant/respondent No.2 is present in court. She is duly identified by ASI Ajit Singh. She has filed her affidavit in court

today, which is taken on record as Mark 'A', wherein the factum of compromise (Annexure P-2) arrived at between her and the petitioners has been admitted by her. She states that she has no objection if the present FIR is quashed.

Learned State counsel submits that since the parties have arrived at an amicable settlement, the State would not stand in the way of quashing of the FIR on the basis of compromise.

Compromise is in the interest of the parties and after the matter has been resolved by an amicable settlement, no useful purpose is likely to be served by continuance of the criminal proceedings. In view of the above, the present FIR and the subsequent proceedings arising therefrom deserve to be quashed in light of Full Bench judgment of this court in *Kulwinder Singh's case (supra)*.

Resultantly, the present petition is allowed. The FIR in question and the subsequent proceedings arising therefrom are quashed.

(RAJAN GUPTA)
JUDGE

26.3.2015
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