

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

Crl. Misc. No.M-14903 of 2015

Date of Decision: 29.01.2016

Kamaljit Singh and another

....Petitioners

Versus

State of Punjab and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the 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:- Mr. Amrik Singh, Advocate
for the petitioners.

Mr. Rupam Aggarwal, D.A.G., Punjab
for the respondent-State.

Mr. Lalit Pathak, Advocate
for respondent No.2.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed by the petitioners, namely, Kamaljit Singh and Sukhwinder Singh for quashing of FIR No.90 dated 02.07.2014 registered under Sections 498-A/494/366/376/506 IPC at Police Station Sadar Rupnagar, District Rupnagar and subsequent proceedings arising thereof on the basis of compromise.

Learned counsel for the petitioners submits that the said FIR was registered due to misunderstanding between the parties but subsequently, a compromise has been arrived at between them as both have started to reside together.

Complainant has sworn an affidavit dated 30.04.2015, which is annexed as Annexure P-2 with the petition, wherein, she has stated that she has no objection in quashing of the FIR as well as other proceedings. Complainant is also present in the Court and submits that she is residing with her husband. She has also stated that she does not want to pursue the case against the petitioners.

On perusal of affidavit submitted by the complainant and after hearing the complainant, who is present in the Court and has been identified by the counsel representing her, it appears that the compromise has been arrived at between the parties. Even the divorce petition filed has also been withdrawn.

The dispute between the parties has been settled by way of compromise and the complainant has no objection in quashing of the FIR as well as subsequent proceedings arising out of it. The dispute between the parties is of matrimonial nature and subsequently, the complainant has filed an affidavit that the allegations were levelled against the husband due to misunderstanding and now the dispute has been sorted out. She is not interested in continuation of the proceedings against the petitioner. The present petition is allowed and FIR No.90 dated 02.07.2014 registered under Sections 498-A/494/366/376/506 IPC at Police Station Sadar Rupnagar, District Rupnagar along with all consequential proceedings arising therefrom, qua petitioners Kamaljit Singh and Sukhwinder Singh are hereby quashed.

29.01.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE