

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

Crl. Misc. No.M-35134 of 2015

Date of Decision: 27.04.2016

Gurlal Singh

....Petitioner

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. L.M. Gulati, Advocate
for the petitioner.

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

Ms. Jasneet Mehra, Advocate
for respondent No.2.

DAYA CHAUDHARY, J.

The present petition has been filed by petitioner-Gurlal Singh under Section 482 Cr.P.C for quashing of FIR No.65 dated 10.08.2015 registered under Sections 406, 420, 494 and 498-A IPC at Police Station Women PS, District Amritsar City along with all consequential proceedings arising therefrom on the basis of compromise arrived at between the parties.

The FIR, in question, was registered on the basis of complaint made by respondent No.2. However, during pendency of the proceedings,

the parties settled their dispute with the intervention of elders and other family members. Both of them started to reside together and now they are happy in their matrimonial life.

Learned counsel appearing on behalf of respondent No.2 has also not disputed the submissions made by learned counsel for the petitioner.

Heard the arguments of learned counsel for the parties and have also perused the case file carefully including the statements of the parties recorded as per directions issued by this Court on 21.01.2016. Complainant-respondent No.2-Aarti has specifically stated in her statement that the matter has been settled with the accused amicably. She along with her minor children are living with the accused-husband and in-laws' family. The compromise is as per her free will as there was no pressure upon her. She has also stated that she has no objection in quashing of FIR and other proceedings arising therefrom.

It is a matrimonial dispute and both the parties have sorted out their differences. Good sense prevailed upon them and they have started to reside happily together. No purpose would be served in case the proceedings are allowed to be continued in future as the complainant is not going to support the case of the prosecution because of compromise arrived at with the accused.

A larger Bench of this Court in ***Kulwinder Singh vs State of Punjab 2007(3) RCR (Criminal) 1052*** has also observed that the proceedings can be quashed even in case of non-compoundable offences, in case, the compromise is there between the parties.

Accordingly, the present petition is allowed and FIR No.65 dated 10.08.2015 registered under Sections 406/420/494/498-A IPC at Police Station Women PS, District Amritsar City along with all

consequential proceedings arising therefrom, qua petitioner-Gurlal Singh are hereby quashed.

27.04.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE