

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

(Sr.No.291)

CRM-M-10700-2017

Date of Decision:-May 16, 2017

Harwinder Singh and another

.....Petitioners

V/S

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Parteek Sodhi, Advocate,
for the petitioners.

Mr. D.S. Virk, DAG Punjab.

Mr. Varlin Garg, Advocate,
for respondent No.2-complainant.

A.B. Chaudhari, J. (Oral)

Heard learned counsel for the rival parties.

The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure for quashing of FIR No.21 dated 18.11.2014 registered under Section 498-A of Indian Penal Code, 1860 at Police Station Women PS, District Amritsar City on the basis of compromise as also the order dated December 3, 2015 passed by the Judicial Magistrate 1st Class, Amritsar framing of charge under Sections 406 and 498A.

Learned counsel for the petitioners as well as the learned counsel for respondent No.2-complainant state that the compromise has been arrived at between the parties. This Court had directed the trial Court/Illaq Magistrate to record the statements vide order dated

March 29, 2017, in view of the compromise effected between the parties and verify that whether the same is genuine or not. Now, there is a report received from the Judicial Magistrate 1st Class, Amritsar showing that the statements of the parties have been recorded and compromise that has been arrived at between the parties is genuine and without any pressure, coercion or undue influence.

Looking to the nature of the offence registered in the FIR, I think, parties should be allowed to compound/compromise the offence in order to live in peace and harmony. In that view of the matter, I make the following order:-

ORDER

1. FIR No.21 dated 18.11.2014 registered under Section 498-A of Indian Penal Code, 1860 at Police Station Women PS, District Amritsar City is quashed by way of compounding/compromise along with all consequential proceedings arising therefrom.
2. Order dated December 3, 2015 passed by the Judicial Magistrate 1st Class, Amritsar framing of charge under Sections 406 and 498A is set aside.
3. Disposed of.

May 16, 2017

pankaj

(A.B. CHAUDHARI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No