

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

Crl. Misc. M- 24286 of 2018 (O&M)

Date of Decision: 30.10.2018

Rupinder Kaur

...Petitioner(s)

Versus

Amarjit Singh

...Respondent(s)

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Inderpal Singh Parmar, Advocate
for the petitioner.

Mr. Rajesh Kumar Garg, Advocate
for the respondent.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of Complaint No.CRM/521/2015 dated 7/18.11.2015 under Sections 191/193 of Indian Penal Code pending in the Court of JMIC, Ludhiana (Annexure P/5) and all subsequent proceedings arising therefrom in view of the compromise dated 09.04.2018 (Annexure P/7).

The aforesaid complaint has been registered on the statement of one Vikas Jain, Reader of JMIC, Ludhiana on the allegations that the accused-petitioner had suppressed the material facts from the Court and procured the order from the Court for concealment of factum of her employment. Now with the intervention of respectable persons, the matter has been amicably compromised between the parties and they have

resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report dated 25.09.2018 has been received from Judicial Magistrate First Class at Ludhiana forwarded by the District and Sessions Judge, Ludhiana, stating that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine one.

Learned counsel for the respondents on instructions for the respondent admits the factum of compromise and submits that the parties have indeed settled their dispute and they have no objection to the quashing of the complaint, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble

Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466**, this petition is allowed and Complaint No.CRM/521/2015 dated 7/18.11.2015 under Sections 191/193 of Indian Penal Code pending in the Court of JMIC, Ludhiana (Annexure P/5) and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

October 30, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No