

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

285

CRM-M-16847-2019

Date of Decision:19.07.2019

Ranjit

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present:** Mr. Abhishek Sharma, Advocate for  
Mr. G.S. Gurna, Advocate,  
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab,  
for respondent Nos.1 to 3.

Mr. Ramandeep Singh, Advocate,  
for respondent Nos.4 and 5.

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**HARI PAL VERMA, J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.149 dated 01.06.2015 under Sections 363, 366-A IPC, registered at Police Station Sultanwind, District Amritsar City (Annexure P-1/T) and all the consequential proceedings arising therefrom on the basis of affidavit dated 05.04.2019 (Annexure P-3).

Learned counsel for the petitioner states that the parties have solemnized marriage and they are staying together as a husband and wife and a female child has been born out of the wedlock.

This Court vide order dated 11.04.2019 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements

recorded and the learned trial court was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate 1<sup>st</sup> Class, Amritsar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 16.07.2019 to the effect that the compromise arrived at between the parties is genuine, voluntarily and without any coercion or undue influence, being outcome of their free will and consent.

Respondent No.4-complainant, namely, Manjinder Singh, has made a statement with regard to compromise before learned Magistrate on 20.05.2019. The same is reproduced as under:-

*“Stated that the present FIR No.149 dated 01.06.2015 under Section 363, 366-A IPC was registered at Police Station Sultanwind, District Amritsar against accused Ranjit s/o Ravi Kumar on the basis of my statement. Now with the intervention of respectable persons, I have compromised the matter with the above named accused out of my own free will, without any coercion or undue influence. I produce self attested copy of my voter Card as my identity proof. There is only one accused Ranjit arrayed in the present case and he is not a proclaimed offender. I have no objection if the above said FIR may be quashed against above named accused on the basis of compromise by the Hon'ble High Court.”*

Apart from above, a similar statement has also been made by respondent No.5-Rajwant Kaur, whereby she has shown no objection to the present FIR being quashed.

Learned State counsel as well as learned counsel for respondent Nos.4 and 5 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to

continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.149 dated 01.06.2015 under Sections 363, 366-A IPC, registered at Police Station Sultanwind, District Amritsar City (Annexure P-1/T) and all the consequential proceedings arising therefrom are hereby quashed qua the petitioner on the basis of affidavit dated 05.04.2019 (Annexure P-3).

July 19, 2019  
seema

(HARI PAL VERMA)  
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No