

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-41813 of 2016 (O&M)
Date of decision : March 15, 2019

Harish Kumar and another

....Petitioners

versus

State of Punjab and another

....Respondents

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. Naveen Sharma, Advocate, for the petitioners
Petitioner No. 1-Harish Kumar in person

Mr. Saurav Khurana, DAG, Punjab, for the State

Ms. Riffi Bala Birla, Advocate, for respondent no. 2
Respondent no. 2-Sapna Rani in person

Fateh Deep Singh, J. (Oral)

Learned counsel for the petitioner has made statement withdrawing the present petition qua petitioner no. 2. Allowed to do so.

Dismissed as withdrawn qua petitioner no. 2.

Report dated 30.10.2018 of learned Judicial Magistrate Ist Class, Ludhiana has been received after recording statements of accused Harish Kumar as well as complainant Sapna Rani and the learned court has shown its satisfaction that the compromise is an outcome of voluntariness, free will and without any coercion or undue pressure. In the light of the satisfaction shown by the Court and in view of the fact that it is a pure matrimonial dispute and compromise will go a long way in ironing out the

differences and for betterment of their future life and more-so the offences for which the accused have been booked are not of very serious nature and in view of the law laid down in **Gian Singh vs State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others vs State of Punjab and another, 2007(3) RCR (Criminal) 1052** and in view of which the prayer made in the petition is allowed, proceedings by way of FIR No. 103 dated 7.11.2015 registered at Police Station Women, District Ludhiana under sections 406, 498-A IPC IPC and all consequences arising thereof are quashed, qua petitioner no. 1 only. Petition qua petitioner no. 2 is dismissed as withdrawn.

The petition stands allowed in those terms.

March 15, 2019
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(Fateh Deep Singh)
Judge

Whether speaking/reasoned ?
Whether Reportable ?

Yes/No
Yes/No