

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

CRM-M No.47144 of 2018
Date of decision: 20th May, 2019

Captain Girdhar & others

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Dr. D.P.S. Randhawa, Advocate for the petitioners.

Mr. Rakeshinder S. Sidhu, Asstt. AG, Punjab
for the respondent No.1/State.

Dr. (Ms.) Payal Mehta, Advocate for
Mr. P.P.S. Brar, Advocate for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Report dated 14.02.2019 of learned Sub Divisional Judicial Magistrate, Kharar has been received whereby after recording statements of complainant Kimmi Markan and the accused persons, namely Captain Girdhar, Krishan Kumar and Madhu Bala, the Court has shown its satisfaction that the compromise has been arrived at voluntarily, out of free will of the parties, without any undue influence, coercion or pressure.

Learned counsel representing the complainant/respondent No.2 as well as learned counsel for the accused/petitioners have made statement that as per instructions received, the parties had given final effect to their agreement settlement/compromise (Annexure P2) and that

nothing is due towards anyone on account of this settlement and that the final effect be given to this petition.

Heard.

In the light of the satisfaction shown by the Court and the fact that the dispute between the parties being a pure matrimonial and the offenses for which the accused have been hauled up are not of serious nature, together with the fact that compromise will go a long way in ironing out differences for betterment of future life of the parties and in view of the law laid down in '**Gian Singh v. State of Punjab and another**' 2012(4) RCR (Criminal) 543 and '**Kulwinder Singh and others v. State of Punjab and another**' 2007 (3) RCR (Criminal) 1052, the prayer made in the petition is allowed, proceedings by way of FIR No.208 dated 14.08.2018 under Sections 406, 498-A, 323, 506, 34 IPC pertaining to Police Station City Kharar, District SAS Nagar and all consequences arising out of the said FIR qua the petitioners are quashed.

The petition stands disposed off in those terms.

(FATEH DEEP SINGH)
JUDGE

May 20, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No