

CRM-M-28293-2019

Date of Decision : 02.12.2019

Sunil Kumar

.....Petitioner

versus

State of Punjab and another

....Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Petitioner in person with
Mr. Jitesh Sharma, Advocate.Mr. Pawan Sharda, Senior DAG, Punjab
for respondent No.1-State.Respondent No.2 in person with
Mr. Salim Malik, Advocate.**FATEH DEEP SINGH, J. (ORAL)**

Report dated 26.11.2019 of the learned Judicial Magistrate 1st Class, Mukerian has been received whereby after recording statements of respondent No.2-Jyoti Devi and accused/petitioner, namely, Sunil Kumar, the Court has shown its satisfaction that the compromise has been arrived at voluntarily, out of their own free will, without any undue influence, coercion or pressure.

Moreover, during the course of interaction with the parties, they have shown their resolve to end the dispute and have made statements that they have compromised the matter as per Annexure P-2 and shall abide by the same.

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 offence 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 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, the prayer made in the petition is allowed, proceedings by way of FIR No.54 dated 06.09.2017 registered at Police Station Hajipur District Hoshiarpur under Section 498-A of IPC, and all consequences arising out of the said FIR *qua* the petitioner are quashed.

The petition stands allowed in those terms.

02.12.2019

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No