

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

CRM-M-28561 of 2019.

Decided on:- October 22, 2019.

Amanpreet Kaur and others

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

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

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Present:- Ms. Arti Kaur, Advocate  
for the petitioner.

Mr. Sukhbeer Singh, A.A.G., Punjab.

Mr. Ruhani Chadha, Advocate for  
Mr. Rahul Bhargava, Advocate  
for respondent No.2-complainant.

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

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.135 dated 17.12.2018 under Sections 324, 452, 354, 506, 148 and 149 IPC registered at Police Station Rahon, District SBS Nagar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 13.05.2019 (Annexure P-2).

This Court vide order dated July 08, 2019 had directed the parties to appear before the Illaqa Magistrate/trial Court to get their respective statements recorded with regard to compromise and the Court was directed to send its report qua genuineness of the compromise.

Pursuant to the aforesaid order, the petitioners (except petitioner No.7 Peeta @ Lovepreet) and respondent No.2-complainant have appeared before learned Additional Chief Judicial Magistrate, Shaheed Bhagat Singh

Nagar and got their statements recorded on 14.08.2019. On the basis of the statements so recorded by the parties, learned Magistrate has submitted report dated 05.09.2019 to the effect that the compromise effected between the parties seems to be genuine, without any coercion or undue influence.

Since petitioner No.7 Peeta @ Lovepreet is a juvenile, his statement and the statement of respondent No.2-complainant were recorded separately by learned Principal Magistrate, Juvenile Justice Board, SBS Nagar on 14.08.2019 and vide report dated 12.09.2019, learned Magistrate has mentioned that the complainant has entered into compromise with the juvenile petitioner No.7 voluntarily without any inducement, coercion or pressure etc.

The FIR in question has been recorded on the basis of statement of respondent No.2-complainant Paramjit Kaur. She has already made a statement in support of compromise before learned Additional Chief Judicial Magistrate, SBS Nagar on 14.08.2019, which reads as under:

*“Stated that FIR No.135 dated 17.12.2018 has been registered against Amanpreet Kaur and others residents of village Guropar, PS Aur, District Shaheed Bhagat Singh Nagar, under Sections 324/452/354/506/148/149 of IPC at Police Station Rahon on the basis of statement made by me before the police.*

*Now with the intervention of the respectable, the matter has been amicably settled and compromised with the accused namely Amanpreet Kaur, Harmeet Singh @ Lal, Kamaljit Kaur, Sukhjit Kaur, Jarnail Ram @ Jella, Gurcharat Singh @ Munna and Peeta @ Lovepreet (minor) residents of village Guropar, PS Aur, District Shaheed Bhagat Singh Nagar. Since the matter has*

*been settled and compromised between the parties. Now I do not want to proceed further with the present case and I have no objection if the FIR is quashed. I have entered into compromise with my own sweet will without any outside pressure and I am making this statement with my own sweet will. I have made this statement voluntarily.*

*Except the present accused namely Amanpreet Kaur, Harmeet Singh @ Lal, Kamaljit Kaur, Sukhjit Kaur, Jarnail Ram @ Jella, Gurcharat Singh @ Munna and Peeta @ Lovepreet (minor) residents of village Guropar, PS Aur, District Shaheed Bhagat Singh Nagar, no other person arrayed as accused in the present case and no any other complainant or affected/aggrieved/injured party other than me. No accused is proclaimed offender in this case. One of the accused namely Peeta @ Lovepreet is minor and the present case against him is pending before the Ld. Juvenile Justice Board, Shaheed Bhagat Singh Lovepreet and I have no objection if he is also acquitted in the present case.”*

Similar statement in support of compromise was also made by respondent No.2-complainant before learned Principal Magistrate, Juvenile Justice Board, SBS Nagar on 14.08.2019.

Learned counsel for the petitioners states that apart from the fact that the matter has been compromised between the parties, petitioner No.1 Amanpreet Kaur, who is daughter-in-law of respondent No.2-complainant Paramjit Kaur is staying in the matrimonial home.

Learned State counsel and learned counsel for respondent No.2-complainant have not disputed the factum of compromise effected between the parties.

In view of the above, continuation of the proceedings before the trial Court in the instant FIR qua the petitioners shall be an abuse of the process of law.

Thus, 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*, the present petition is allowed and the FIR No.135 dated 17.12.2018 under Sections 324, 452, 354, 506, 148 and 149 IPC registered at Police Station Rahon, District SBS Nagar (Annexure P-1) and all consequential proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 13.05.2019 (Annexure P-2).

**October 22, 2019**

Yag Dutt

**(HARI PAL VERMA)  
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No