

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-32789-2019 (O&M)

Date of Decision:- 20.11.2019

Parveen Kumar and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Peeush Gagneja, Advocate, for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.64, dated 11.11.2018, registered at Police Station Women, Bathinda, District Bathinda, under Sections 498-A, 506, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

2. Mr. Umaid Singh Mann, Advocate has appeared on behalf of respondent No.2 and filed memo of appearance. The same is taken on record.
3. Vide order dated 7.8.2019, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
4. Report of learned Judicial Magistrate 1st Class, Bathinda, has been received, wherein it has been reported that statements of petitioners/accused Parveen Kumar, Krishna Devi, Komal Rani and Lalit Kumar and also of complainant Nitika Chaudhary have been recorded to the effect that they have compromised the matter amongst themselves.
5. The complainant in her statement has specifically stated that she has no objection in case the FIR in question is quashed.
6. The learned Judicial Magistrate 1st Class, Bathinda, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
7. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.64, dated 11.11.2018, registered at Police Station Women, Bathinda, District Bathinda, under Sections 498-A, 506, 34 of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

8. Petitioner No.1-Parveen Kumar is however, directed to comply with all the settled terms and conditions in respect of the compromise including the settlement amongst the parties regarding the dissolution of their marriage. In case, petitioner No.1 does not comply with the settlement especially as regards the dissolution of marriage, it shall be open to the complainant/respondent No.2, to seek appropriate remedies in accordance with law.

November 20, 2019

mohan

**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No