

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

CRM-M-33003-2019

Date of decision:22.11.2019

GULZAR SINGH AND ANOTHER

.....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Vivek K. Thakur, Advocate
for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

Mr. Gulshan Moudgil, Advocate
for respondent No.2.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek quashing of FIR No.27 dated 27.3.2018 under Section 498-A IPC, Police Station Begowal, District Kapurthala and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 9.8.2019, 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.
3. Report of learned Sub-Divisional Judicial Magistrate, Bholath

(Kapurthala) has been received, wherein it has been reported that statements of petitioners/accused Gulzar Singh & Sukhwinder Singh and also of complainant Khushpal Singh @ Kushalpal Singh and his daughter Akvinder Kaur have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant & his daughter have specifically stated that they have no objection in case the FIR in question is quashed.
5. The learned Sub-Divisional Judicial Magistrate, Bholath (Kapurthala) has specifically opined that compromise has been arrived in between the parties voluntarily without any pressure or coercion through the respectable of the locality.
6. 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.27 dated 27.3.2018 under Section 498-A IPC, Police Station Begowal, District Kapurthala and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

22.11.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No