

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

CRM-M No.61800 of 2018

Date of decision: 20th August, 2019

Brij Bhushan Kawatra & others

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Anil K. Spehia, Advocate for the petitioners.

Mr. Sandeep Kumar, Dy. Advocate General, Punjab
for respondent No.1/State.

Mr. S.K. Arya, Advocate for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Learned counsel for the petitioners has made statement that as per the instructions received from his client, petitioner No.3 Yashpal has since died on 08.02.2019 and thus he wishes to withdraw the petition qua him.

Allowed to do so.

The petition stands dismissed as withdrawn qua petitioner No.3. Necessary note to this effect be given in the paper book.

Report dated 04.02.2019 of learned Judicial Magistrate 1st Class, Jalandhar has been received whereby after recording statements of complainant Tamana Kawatra and the accused persons, namely Brij Bhushan Kawatra, Kulbhushan Kawatra, Kamlesh Kumari and Sonia, 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 for 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.100 dated 22.06.2018 under Sections 342, 323, 354, 452, 427, 149 IPC pertaining to Police Station Bhargo Camp, District Jalandhar and all consequences arising out of the said FIR qua petitioners No.1, 2, 4 and 5 are quashed.

The petition stands disposed off in those terms.

(FATEH DEEP SINGH)
JUDGE

August 20, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No