

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

CRM-M-24255-2020 (O&M)
Date of Decision:-7.12.2020

Amit Kumar and others ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Ravi Rana, Advocate for the petitioners.
Mr. Sukhbeer Singh, Assistant Advocate General, Punjab.
Ms. Manisha, Advocate for respondent No.2-complainant.
(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J.(Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.128 dated 26.4.2019 registered at Police Station Zirakpur, District Mohali under Sections 406 and 498-A of Indian Penal Code and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 10.11.2020, 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 Judicial Magistrate 1st Class, Dera Bassi (D) has been received, wherein it has been reported that the statements of petitioner/accused Amit Kumar and also of complainant Aarti Kumar have been recorded to the effect that they have compromised the matter amongst themselves.
4. The complainant Aarti Kumar in her statement has stated that she has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Dera Bassi (D) has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
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.128 dated 26.4.2019 registered at Police Station Zirakpur, District Mohali under Sections 406 and 498-A of Indian Penal Code and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

7.12.2020

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No