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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-26472 of 2020
Date of decision : 05.10.2020

Vishal Sood and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM: Hon'ble Mr. Justice G.S. Sandhawalia

Present:- Mr. Jitender Singh Dadwal, Advocate for the petitioners

Mr. Ramandeep P.Singh, DAG, Punjab

(The proceedings have been conducted through Video
conferencing as per instructions.)

G.S. Sandhawalia, J. (Oral)

Present petition filed under Section 482 Cr.P.C. seeks quashing of FIR No.0046 dated 6.5.2020 under Sections 323, 498-A, 506, 294, 34 IPC, 1860 registered at Police Station, Phase-8, District SAS Nagar, Mohali and all consequential proceedings arising therefrom in view of the compromise dated 28.8.2020 (Annexure P/2) arrived at between the parties.

As per terms of compromise (Annexure P/2), complainant Sumita Sood will reside along with Mr. Vishal Sood and their children in a separate accommodation which is being purchased in her name. They will withdraw all the cases registered/filed against each other and file petition for quashing of FIR.

In pursuance of order dated 7.9.2020 the petitioners and the complainant were asked to appear before the concerned trial Court/Duty Magistrate and the said Court was directed to record their statements to verify the compromise and give its report.

The report of the Chief Judicial Magistrate, SAS Nagar, Mohali has been received wherein it has been recorded that the parties had appeared on 23.9.2020 and got recorded their statements that the matter has been compromised between the parties. It is further recorded that they had compromised with the complainant and the compromise had been arrived at between the parties with their free will and without any pressure and coercion. There are stated to be no other accused except the petitioners.

Accordingly, keeping in view the fact that the petition arises out of matrimonial dispute and the parties have voluntarily settled the matter, in view of law laid down by the Full Bench judgment in **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present FIR and all consequential proceedings arising therefrom are quashed.

Present petition is allowed, in the above said terms.

05.10.2020
Pka

(G.S. Sandhawalia)
Judge