

224 **IN THE HIGH COURT OF PUNJAB & HARYANA**
AT CHANDIGARH

CRM-M-27684-2020
Date of Decision: 17.11.2020

CHANDAN KAMBOJ AND ORS

..... Petitioners

Versus

STATE OF PUNJAB AND ANR

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Ms. Arti Kaur, Advocate, for the petitioners.

Mr. Bhupinder Beniwal, AAG, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No. 09, dated 31.01.2018, under Section 498-A of the Indian Penal Code, registered at Police Station Sadar Nawanshaher, District S.B.S. Nagar (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. Now the complainant has arrived at a settlement with the accused/petitioners vide Compromise Deed (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. Judicial Magistrate 1st Class, S.B.S. Nagar, vide report dated 19.10.2020, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No. 2 is represented by her counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate 1st Class, S.B.S. Nagar, and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has themselves compromised the dispute with the petitioners/accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No. 09, dated 31.01.2018, under Section 498-A of the Indian Penal Code, registered at Police Station Sadar Nawanshaher, District S.B.S. Nagar (Annexure P-1), with all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioners.

17.11.2020

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(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No