

CRM-M-32482-2019

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

CRM-M-32482-2019

Date of Decision: 15th January, 2020

Parveen Kaur & others

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Solomon Partap Singh, Advocate
for the petitioners.

Ms. Devaki Anand Sullar, Asstt. A.G., Punjab.

Mr. Adhiraj Bhandari, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition under Section 482 Cr.P.C. is for quashing of FIR No.0189, dated 04.12.2018, under Sections 498-A and 406 IPC, registered at Police Station Dasuya, District Hoshiarpur and the consequential proceedings arising out of the same, on the basis of written compromise dated 04th March, 2019 (Annexure P-3) arrived at, between the parties.

Vide order dated 26.08.2019 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 03.10.2019 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned Sub Divisional

(2)

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Judicial Magistrate, Dasuya, in pursuance to the direction of this Court. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will. The trial Court has annexed the statements of the parties in original alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved person in the FIR in question.

In view of the report of the Ld. Sub Divisional Judicial Magistrate, Dasuya and the principles laid down by the Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, and also by the Full Bench of this Court in **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

15th January, 2020
Nisha

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No