

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

**CRM-M-35827-2019
Decided on : 24.01.2020**

Gurpreet Singh

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Lakhwinder Singh Mann, Advocate
for the petitioner(s).

Ms. Devaki Anand Sullar, Asstt. AG, Punjab.

Ms. Chhavi Sharma, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 34, dated 25.05.2018, lodged under Sections 406, 498-A, 497 IPC, registered at Police Station Badali Ala Singh, District Fatehgarh Sahib and the consequential proceedings arising out of the same, on the basis of compromise deed dated 11.12.2018 (Annexure P-2) arrived at, between the parties.

Vide order dated 29th August, 2019 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 24th October, 2019 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC, Fatehgarh Sahib, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. 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 and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-petitioner is quashed. The trial Court has annexed the photocopies of the statements of the parties, alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Fatehgarh Sahib 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

January 24, 2020

J.Ram

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