

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

**CRM-M-42609 of 2019
Date of decision : 27.02.2020**

Varun Kautish

.... Petitioner

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. H.S. Randhawa, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

Mr. Vikram Singh Kang, Advocate for
Mr. Rehatbir Singh Mann, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J (ORAL)

The instant petition under Section 482 Cr.P.C. has been filed seeking quashing of FIR No.48 dated 21.04.2016, under Section 406 and 498-A IPC, registered at Police Station Women Cell, District Patiala, on the basis of compromise dated arrived at, between the parties.

Vide order dated 04.10.2019 of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 27.11.2019 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned Judicial Magistrate Ist Class, Patiala, 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. The trial Court has annexed the statements of the parties in original along with its report.

Learned State counsel also 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 Judicial Magistrate Ist Class, Patiala,, 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

27.02.2020

rekha sharma

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No