

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

**CRM-M-50644-2019
Decided on : 26.02.2020**

Gurpreet Singh and another

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Amit Gupta, Advocate
for the petitioners.

Ms. Jaspreet Kaur, AAG, Punjab.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No.74, dated 29.07.2016, lodged under Sections 406 and 498-A of the Indian Penal Code, registered at Police Station Women PS, Patiala, Punjab and the consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

Vide order dated 28th November, 2019 of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 20.01.2020 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, 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 genuine, voluntary, without any coercion or pressure and the complainant has also made statement to the effect that she would have no objection if the FIR *qua* the accused-

petitioners is quashed. 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 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

February 26, 2020

m. sharma

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