

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-4173-2020 (O & M)

Date of Decision: January 08, 2021

RAM KISHAN

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bhupinder Banga, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Raj Sumer Singh, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking quashing of FIR No.30 dated 22.02.2010, under Sections 498-A IPC, registered at Police Station Garh Shankar, District Hoshiarpur (Annexure P-1), on the basis of compromise dated 11.12.2019 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is outcome of a matrimonial dispute between the parties which has now been resolved and the matter has been compromised. The parties are seeking divorce by way of mutual consent.

A Coordinate Bench of this Court by the order dated 30.01.2020 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of Judicial Magistrate Ist Class, Garhshankar dated 16.03.2020 has been received, wherein it is stated that in pursuance to the order

of this Court, the statements of the parties were recorded which indicates that the compromise is genuine and without any coercion or undue influence.

The FIR is outcome of matrimonial dispute, which has now been resolved and the matter has been compromised.

In view of the mandate of the Hon'ble Supreme Court in the case of *Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.30 dated 22.02.2010, under Sections 498-A IPC, registered at Police Station Garhshankar, District Hoshiarpur (Annexure P-1) and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

January 08, 2021
A.Kaundal

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