

**228 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No.12497 of 2021
Date of Decision: 15.11.2021**

Gurjit Singh and another Petitioners

Versus

State of Punjab and another Respondents

(Heard through video-conferencing)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Divanshu Jain, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Vikas Bali, Advocate
for respondent No.2.

MANJARI NEHRU KAUL J. (Oral)

Instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.59 dated 16.12.2020, under Sections 354-A, 498-A of IPC, 1860, registered at Police Station Women District Police Commissionerate, Amritsar and all the consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

Learned counsel for the petitioners submits that the presented FIR is an outcome of marital discord between the parties. Subsequent to the registration of FIR, a compromise was arrived at between the parties and as a result of which, the petitioners moved this Court *qua* quashing of FIR in question.

Vide order dated 13.09.2021 of this Court, the parties were directed to appear before the Illaqa Magistrate/learned trial Court on

14.10.2021 to get their respective statements recorded regarding the compromise arrived at, between them.

Report dated 11.11.2021 has since been received from the Civil Judge (Jr. Divn)-cum-Judicial Magistrate, Ist Class, Amritsar in pursuance to the direction of this Court. As per the report, compromise has indeed been effected between the parties and the same is genuine, voluntary, out of free will of the parties, without their being any sort of pressure or coercion from any corner. The trial Court has annexed the photocopies of the statement of the parties alongwith its report.

Learned State counsel also 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 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(s) is allowed. The aforesaid FIR along with all consequential proceedings arising out of them, 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

November 15, 2021

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Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No