

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Through Video Conferencing)**

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**CRM-M-15312-2021 (O&M)
Decided on : 28.10.2021**

MOHD KAMAR AND ANR

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANR

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Vikram Rathore, Advocate
for the petitioner(s).

Ms. Jaspreet Kaur, AAG Punjab.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is filed under Section 482 CrPC for quashing of FIR No.46 dated 21.11.2020 under Section 406 and 498-A of the IPC, registered at P.S. Women, Ludhiana Sahib and all the consequential proceedings arising therefrom on the basis of compromise dated 15.03.2021 (Annexure P-2).

Learned counsel submits that on account of matrimonial dispute between the parties, the FIR in question came to be registered, however, subsequently, the matter was amicably settled between them.

Vide order dated 20.07.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 20.08.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC, Ludhiana, 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 or coercion and out of their free will. The trial Court has annexed the statements of the parties in original along with 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 Ld. JMIC, Ludhiana, 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

October 28, 2021
S.Sharma(syr)

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