

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

Sr. No.259

**CRM-M No.19632 of 2021
DATE OF DECISION: 03.09.2021**

Deepak Kumar and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video-Conferencing)

Present:- Mr. Rajan Singh Dadwal, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Umesh Kumar, Advocate
for respondent Nos. 2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.25, dated 31.12.2019, lodged under Sections 498-A, 406 of IPC, registered at Police Station Women, District Ludhiana (Rural) (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise/Settlement Deed dated 17.11.2020 (Annexure P-2) arrived at, between the parties.

Vide order dated 1st July, 2021 of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 27.07.2021, to get their statements recorded, regarding the compromise arrived at, between them.

Report has since been received from the learned JMIC,

Jagraon, 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 without any pressure or coercion and out of their free will 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 in original of the parties along with its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 and 3 are the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Jagraon, 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.

3rd September, 2021

Shivani Kaushik

**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No