

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

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**CRM-M-25555-2021
Decided on : 11.11.2021**

Dr. Charanpreet Singh and Others

. . . Petitioner(s)

Versus

State of Punjab and another

. . . Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Hemant Saini, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Ms. Seema, Advocate for
Mr. C.M. Munjal, Advocate
for respondent No.2-complainant.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 377, dated 26.12.2020, lodged under Section 498-A of IPC (added later on Sections 323, 506 of IPC), registered at Police Station Phillaur, District Jalandhar Rural (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise dated 23.04.2021 (Annexure P-2).

Learned counsel for the parties have apprised the Court that in view of the compromise arrived at between the parties, the marriage between them has been dissolved by mutual consent in a petition filed under Section 13-B of the Hindu marriage Act, 1955.

Vide order dated 25th August, 2021, of this Court, the parties were directed to appear before the learned Illaqa Magistrate/trial Court on 01st September, 2021, to get their statements recorded in terms of order dated 07th July, 2021, regarding the compromise arrived at, between them.

Report has since been received from the learned SDJM, Phillaur, 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 copies of 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 learned SDJM, Phillaur, 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

November 11, 2021

J.Ram

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