

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

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**CRM-M-32352-2021
Date of decision: 11.10.2021**

Varinder Singh and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Lajpat Sharma, Advocate
for the petitioners.

Mr. Luvinder Sofat, Asstt. A.G., Punjab
for respondent No.1-State.

Mr. Dharampal, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.242, dated 25.09.2020, lodged under Sections 365, 323 and 34 of the Indian Penal Code, 1860 registered at Police Station Tanda, District Hoshiarpur and the consequential proceedings arising out of the same, on the basis of compromise dated 10.07.2021 (Annexure P-3) arrived at, between the parties.

Vide order dated 13.08.2021 passed by Coordinate Bench of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate within a period of 30 days to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Judicial Magistrate, Ist Class, Dasuya 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 statements of the parties alongwith its report.

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

It would be relevant to notice here that respondent No.3- Mandeep Kaur (aged about 20 years) after solemnization of her marriage with petitioner No.1 on 26.09.2020 had been living happily with him.

In view of the report of the learned Judicial Magistrate, Ist Class, Dasuya 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.

11.10.2021

Vinay

(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No