

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

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**CRM-M-36524-2021
Decided on : 09.11.2021**

Sagar Syal and others

... Petitioner(s)

Versus

State of Punjab and others

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

PRESENT: Mr. Amit Arora, Advocate
for the petitioner(s).

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Parminder Singh Kanwar, Advocate
for respondent No.2-complainant.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No. 285, dated 31.10.2018, lodged under Sections 363, 366, 506, 120-B of IPC, registered at Police Station City Tarn Taran, District Tarn Taran (Annexure P-1) and all the consequential proceedings arising out of the same, on the basis of compromise dated 26.08.2021 (Annexure P-4).

Learned counsel for the petitioners submits that both petitioner No.1 as well as respondent No.3 were adults and in a relationship with each other. Thereafter, they solemnized their marriage on 30th October, 2018, against the wishes of their parents, as a result of which, the FIR in question was got registered by respondent No.2. Subsequently, vide compromise-deed dated 26.08.2021 (Annexure P-4), the parties amicably resolved their disputes and the families of both petitioner No.1 & respondent No. 3 accepted their marriage.

Vide order dated 08th September, 2021, of this Court, the

parties were directed to appear before the learned Illaqa Magistrate/trial Court on 08th October, 2021, to get their statements recorded, regarding the compromise arrived at, between them.

Report has since been received from the learned CJM, Tarn Taran, 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 CJM, Tarn Taran, 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 09, 2021

J.Ram

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