

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Through video conferencing)**

237

CRM-M-37512-2021

Date of Decision: 15.11.2021

DHEERAJ KUMAR

... Petitioner

VERSUS

STATE OF U.T. CHANDIGARH AND ANOTHER

....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sukhwinder Singh, Advocate
for the petitioner.

Mr. Viranjeet Singh Mahal, Additional PP, UT
Chandigarh.

Mr. Ashutosh Vig, Advocate
for complainant-respondent No.2.

MANJARI NEHRU KAUL, J.(Oral)

Instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.145 dated 02.11.2019 under Sections 406 and 498-A IPC registered at Women Police Station, Chandigarh and all the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioner submits that on account of a marital discord between the parties, FIR in question was registered against the petitioner. He further submits that subsequently the matter stands amicably resolved between the parties and they are now living together.

Vide order dated 13.09.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 14.10.2021 to get their respective statements recorded

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regarding the compromise arrived at, between them.

Report dated 10.11.2021 has since been received from the JMIC, Chandigarh 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 photocopies of the statement of the parties alongwith its report.

Learned State counsel also submits that there is no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Chandigarh 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(s) is allowed. The aforesaid FIR along with all consequential proceedings arising out of them, 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

15.11.2021
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No