

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

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CRM-M-36128-2020 (O&M)

Decided on : 26.08.2021

RAJ KUMAR AND ORS

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL
(Through Video Conferencing)

PRESENT: Mr. Shivender Pal Singh , Advocate
for the applicant-petitioner(s).

Mr. Amit Mehta, Sr. DAG Punjab.

MANJARI NEHRU KAUL, J. (Oral)

CRM-25549-2021

The instant application has been filed for advancing the date of hearing in the main petition from 11.11.2021 to an early date of hearing.

For the reasons mentioned in the application, same is allowed.

Main case i.e., ***CRM-M-36128-2020*** is taken on board today itself.

CRM-M-36128-2020

The instant petition is filed under Section 482 CrPC for quashing of FIR No.87 dated 19.09.2019 under Section 406 and 498-A of the IPC, registered at Police Station Women Cell, District Jalandhar and all the consequential proceedings arising therefrom on the basis of compromise dated 19.10.2020 (Annexure P-2).

Vide order dated 05.11.2020 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at, between

them.

Report has since been received from the learned JMIC, Jalandhar, 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 statements of the parties in original along with its report.

Learned State counsel too submits that there are 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 Ld. JMIC, Jalandhar, 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

August 26, 2021
S.Sharma(syr)

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>