

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

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(Through Video Conferencing)

CRM-M-41333-2021

Date of decision: 25.11.2021

Ankur Singh Kang and anr	Versus	Petitioners
State of Punjab and another		Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. H.S. Batth, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab
for respondent No.1-State.

Mr. Akashdeep Singh, Advocate for
Mr. Gursewak Singh, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No.195, dated 23.12.2020, lodged under Sections 307, 498A, 323, 341, 342 and 34 IPC registered at Police Station Sadar Hoshiarpur, District Hoshiarpur and the consequential proceedings arising out of the same, on the basis of compromise dated 14.09.2021 (Annexure P-3) arrived at, between the parties.

Learned counsel for the petitioners submits that it was on account of a matrimonial dispute between the parties, the FIR in question came to be registered at the instance of complainant arrayed as respondent No.2 against petitioner No.1-husband and petitioner No.2-mother-in-law, however, subsequently the parties have arrived at an amicable settlement vide compromise dated 14.09.2021.

Vide order dated 04.10.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 26.10.2021 to get their statements recorded regarding the compromise

arrived at, between them.

Report has since been received from learned Additional Chief Judicial Magistrate, Hoshiarpur, 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 statements of the parties in original, alongwith 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 Additional Chief Judicial Magistrate, Hoshiarpur 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.

25.11.2021

Vinay

(MANJARI NEHRU KAUL)

JUDGE

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