

CRM-M-38689-2020

Date of Decision : 20.04.2021

Jatinder Kumar

.....Petitioner

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Mikhail Kad, Advocate
for the petitioner.

Mr. P.S. Walia, A.A.G. Punjab.

Mr. Neeraj Yadav, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is accused in F.I.R No.1, dated 03.01.2019, under Section 498-A of IPC, 1860 registered at Police Station Cheema, District Sangrur (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused/petitioner vide Compromise (Annexure P-2), which is duly signed by her. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. Sub Divisional Judicial Magistrate, Sunam, vide report dated 06.01.2021 has apprised this Court that the compromise arrived at between the parties is genuine and without

3. Respondent No.2 is represented by her Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Sunam, and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the Respondent No.2 has herself compromised the dispute with the accused/petitioner.

5. In the circumstances, the present petition is allowed. F.I.R No.1, dated 03.01.2019, under Section 498-A of IPC, 1860 registered at Police Station Cheema, District Sangrur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

20.04.2021

Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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