

CRM-M No.39901 of 2020

Date of Decision : 05.04.2021

Rahul Sharma & another

.....Petitioners

Versus

State of Punjab & another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Naveen Bawa, Advocate
for the petitioners.

Mr. B.S. Sewak, A.A.G, Punjab.

Mr. Vishnu Dutt, Advocate,
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are the accused persons in F.I.R No.19 dated 16.02.2020, under Sections 498-A, 406 of IPC, 1860 registered at Police Station Haryana, District Hoshiarpur (Annexure P-1), have 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 persons vide Affidavit (Annexure P-2), which is duly signed by both sides. 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. Judicial Magistrate, 1st Class, Hoshiarpur, vide report dated 22.01.2021 has apprised this Court that the compromise

arrived at between the parties is genuine and without any pressure.

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. Judicial Magistrate, 1st Class, Hoshiarpur, 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 persons.

5. In the circumstances, the present petition is allowed. F.I.R No.19 dated 16.02.2020, under Sections 498-A, 406 of IPC, 1860 registered at Police Station Haryana, District Hoshiarpur (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

05.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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