

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

Sr. No.256

CRM-M-46645-2019

Date of decision: 19.04.2021

Rana Verma and another

....Petitioner

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. M.S. Sachdev, Advocate
for the petitioner.

Mr. H.S. Multani, Asstt. A.G., Punjab.

Mr. Ankur Bansal, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Case taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.1 dated 04.01.2016 registered under Sections 191, 420, 465, 468, 471 IPC, at Police Station Navi Baradari Jalandhar, District Jalandhar and on the strength of a written compromise dated 02.10.2019 (Annexure P-2) entered into between the parties.

On 25.01.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 11.02.2021 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise, if any, between the parties as also to apprise this Court whether the accused were ever declared as proclaimed offenders and if there is any other case pending against them.

As directed, report dated 22.02.2021 from the Judicial Magistrate, Ist Class, Jalandhar has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them; no other case is pending against the petitioner and also no proclamation proceedings are pending against him.

Learned State counsel has also raised no objection if the present petition is allowed.

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR which originates from a matrimonial dispute between the parties; does not pertain to heinous offences; the trial is at the initial stage and the matter having been compromised, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and others*, 2007 (3) RCR (Criminal), 1052, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.1 dated 04.01.2016 registered under Sections 191, 420, 465, 468, 471 IPC, at Police Station Navi Baradari Jalandhar, District Jalandhar, and all proceedings arising therefrom, qua the petitioner.

(DEEPAK SIBAL)
JUDGE

April 19, 2021

Jyoti 1

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No