

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

(Sr. No. 258)

CRM-M No. 2504 of 2021

Date of decision : 04.07.2022

Atul Kumar Wahi

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Pratap Singh Gill, Advocate for the petitioner.
 Mr. Saurav Khurana, DAG, Punjab.
 Mr. Naresh Kumar, Advocate for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 133 dated 26.07.2017 registered under Sections 498-A and 406 IPC at Police Station Sadar Hoshiarpur, on the basis of a written compromise (Annexure P-3).

On 31.03.2021, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court within 30 days for recording of their respective statements with regard to the compromise, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise between the parties as also to apprise this Court whether P.O. proceedings are pending against any of the accused.

As directed, report dated 30.04.2021 from the Additional Chief Judicial Magistrate, Hoshiarpur 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 and that no proclamation proceedings are pending against the petitioner.

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 arises out of a matrimonial dispute 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 Supreme Court in ***Narinder Singh & Ors. Vs. State of Punjab & Anr. (2014) 6 SCC 466***, this Court deems it just and proper to allow the petition and resultantly quash FIR No. 133 dated 26.07.2017 registered under Sections 498-A and 406 IPC at Police Station Sadar Hoshiarpur and all proceedings arising therefrom qua the petitioner.

04.07.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No