

CRM-M-2653-2022

Date of Decision: 25.4.2022

Ikbal

..... Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Sandeep Kumar Bansal, Advocate, for the petitioner.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

Mr. Gulraj Khan, Advocate, for respondent No.2.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of FIR No.472 dated 19.9.2021 registered under Sections 377, 323, 506 IPC at Police Station City Barnala, District Barnala and all consequential proceedings arising therefrom on the basis of Compromise dated 7.1.2022 (Annexure P-2).

It is contended by learned counsel for the petitioner that the present case has arisen out of the matrimonial discord between the husband and wife and now the matter has been compromised between them. He submits that the parties were directed to appear before the Illaqa Magistrate/trial Court for recording their statements affirming the compromise. The statements have been recorded, hence, the FIR in question may be quashed.

Learned counsel for the complainant has also affirmed the fact regarding compromise arrived at between the parties.

Learned State counsel on instructions from ASI Gurdip Singh, has submitted that the matter is still under investigation.

Report of the learned Chief Judicial Magistrate, Barnala dated 22.4.2022 has been received.

In view of the attending facts and circumstances, the present petition is disposed of with a direction to the Investigating Agency to take into consideration the pleas taken by both the parties and conclude the investigation within a period of two months from today. Both the parties are at liberty to avail their remedies as available to them under law.

(RAJESH BHARDWAJ)
JUDGE

25.4.2022
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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No