

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 278

CRM-M-3893-2021

Date of decision : 08.08.2022

Avtar Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Naveen Batra, Advocate, for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

None for respondent No.2.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.142 dated 26.11.2019 registered under Sections 406 and 498-A IPC at Police Station Nurpur Bedi, District Rupnagar on the basis of a written compromise dated 21.01.2021 (Annexure P-2) entered into between the parties.

On 06.04.2021 this Court had directed the parties to appear before the Trial Court/Illaq Magistrate 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 genuineness of the compromise as also to intimate whether any P.O. proceedings are pending against any of the party.

As directed, report dated 24.05.2021 from the Judicial Magistrate Ist Class, Sri Anandpur Sahib 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; the same is valid and genuine and that no P.O. proceedings are pending against any of the party.

Learned State counsel has 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 from a matrimonial dispute as also 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 vs State of Punjab* (2014) 6 SCC 466, this Court deems it just and proper to allow the petition and resultantly quash No.142 dated 26.11.2019 registered under Sections 406 and 498-A IPC at Police Station Nurpur Bedi, District Rupnagar and all proceedings arising therefrom qua the petitioner.

08.08.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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