

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 247

CRM-M-5762-2021

Date of decision : 14.10.2022

Randhir Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms.Ramandeep Kaur, Advocate, for
Mr.R.S.Sohi, Advocate, for the petitioner.

Mr.Vinay Kumar Gupta, AAG, 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.0032 dated 21.03.2016 registered under Sections 498-A, 406 IPC at Women Police Station, District Patiala and all proceedings arising therefrom qua the petitioner on the basis a written compromise dated 19.11.2020 (Annexure P-2) entered into between the parties.

On 10.02.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court 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 and voluntary nature of the compromise; whether all accused are appearing before the Court or are on bail and whether any other proceeding is pending against them.

As directed, report dated 18.03.2021 from the Judicial Magistrate Ist Class, Patiala 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 genuine, voluntary and without any coercion, threat,

pressure or undue influence; the petitioner has been appearing before the Court and is on bail and that no other proceeding is pending against him.

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 FIR No.0032 dated 21.03.2016 registered under Sections 498-A, 406 IPC at Women Police Station, District Patiala and all proceedings arising therefrom qua the petitioner.

14.10.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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