

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

(Sr. No. 238)

CRM-M No. 3405 of 2020

Date of decision : 24.03.2022

Ashokdeep Singh

.....Petitioner

Versus

Sarabjit Kaur

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. S. K. Bawa, Advocate for the petitioner.

None for the respondent.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of complaint bearing No. COML-507 dated 13.11.2014 registered on 14.11.2014 under Sections 406, 498-A, 509 and 34 IPC pending in the Court of Judicial Magistrate First Class, Jalandhar on the basis of a written compromise dated 23.10.2019 (Annexure P-3) between the parties.

On 27.01.2020, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 26.02.2020 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 03.03.2020 from the Judicial Magistrate First 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 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 complaint, which is arising 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 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 complaint bearing No. COML-507 dated 13.11.2014 registered on 14.11.2014 under Sections 406, 498-A, 509 and 34 IPC pending in the Court of Judicial Magistrate First Class, Jalandhar and all proceedings arising therefrom qua the petitioner.

24.03.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No