

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 261

CRM-M-6556-2021

Date of decision : 20.05.2022

Jasmeet Singh Kalra and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Viren Jain, Advocate, for the petitioners.

Mr.Saurav Khurana, DAG, Punjab.

None 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.27 dated 14.03.2017 registered under Sections 406 and 498-A IPC at Women Police Station, District Ludhiana on the basis of a compromise dated 22.12.2020 Annexure P-2 entered into between the parties.

On 12.02.2021 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 veracity of the compromise as also to inform the names and number of the accused and whether any of them has been declared proclaimed offender.

As directed, report dated 01.03.2021 from the Judicial Magistrate Ist Class, Ludhiana 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 voluntary and without any threat, coercion, undue influence and pressure and that the accused have not been declared proclaimed offender(s).

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 a 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 FIR No.27 dated 14.03.2017 registered under Sections 406 and 498-A IPC at Women Police Station, District Ludhiana and all proceedings arising therefrom qua the petitioners.

20.05.2022  
shamsher

[DEEPAK SIBAL]  
JUDGE

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