

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

Sr. No.236

CRM-M-7343-2021

Date of decision: 08.07.2022

Gurpreet Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Proxy counsel for
Ms. Anu Bala Garg, Advocate, for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

Mr. Kanwaljeet Singh Derabassi, Advocate
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.0322 dated 22.09.2017 registered under Sections 406 and 498-A IPC at Police Station Zirakpur, District S.A.S. Nagar and all subsequent proceedings arising out of it on the basis of a compromise by way of petition under Section 13-B of Hindu Marriage Act dated 13.10.2020 (Annexure P-2).

On 17.02.2021 this Court had directed the parties to appear before the concerned Trial Court/Duty Magistrate on 16.04.2021 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, if any, between the parties as also to apprise this Court; all the accused/petitioner are appearing before the Court or are on bail and any other proceedings is pending against the accused/petitioner.

As directed, report dated 24.05.2021 from the Judicial Magistrate Ist Class, Derabassi, 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 PO 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 FIR which originates from 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 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 the FIR No.0322 dated 22.09.2017 registered under Sections 406 and 498-A IPC at Police Station Zirakpur, District S.A.S. Nagar and all proceedings arising therefrom, qua the petitioner.

July 08, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No