

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

Sr. No.273

CRM-M-13333-2022

Date of decision: 07.09.2022

Arun Kumar and others

....Petitioners

Versus

State of U.T., Chandigarh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Pardeep Panwar, Advocate
for the petitioners.

Mr. Anil Kumar Lamdharia, Addl.P.P., U.T., Chandigarh.

Mr. S.S. Nain, 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.53 dated 25.08.2021 registered under Sections 406 and 498-A IPC at Women Police Station Sector-17, Chandigarh on the basis of compromise dated 06.10.2021 (Annexure P-2).

On 30.03.2022 this Court had directed the parties to appear before the Area Magistrate/Illaq Magistrate on 30.04.2022 for recording of their respective statements with regard to the compromise/settlement, 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 the number of accused arraigned in the FIR and whether any accused is a proclaimed offender/person and any other criminal case is pending against the accused.

As directed, report dated 18.07.2022 from the Judicial Magistrate, Ist Class, Chandigarh, 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 petitioners are not involved in any other criminal case and none of them has been declared a proclaimed offender.

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.53 dated 25.08.2021 registered under Sections 406 and 498-A IPC at Women Police Station Sector-17, Chandigarh and all proceedings arising therefrom, qua the petitioners.

September 07, 2022*Jyoti 1***(DEEPAK SIBAL)****JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No