

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 272

CRM-M-14430-2021

Date of decision : 22.09.2022

Lovedeep Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioners.

Ms.Himani Arora, AAG, Punjab.

Mr.Tarunveer Vashisht, Advocate, 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.0014 dated 02.02.2018 registered under Sections 406 and 498-A IPC at Women Police Station, District Ludhiana on the basis of a written compromise dated 22.02.2021 (Annexure P-2) entered into between the parties.

On 07.04.2021 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 19.07.2021 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 genuine, voluntary and without any coercion or undue influence; the accused have been appearing before the Trial Court and have been granted bail and that they are not involved in any other proceedings.

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.0014 dated 02.02.2018 registered under Sections 406 and 498-A IPC at Women Police Station, District Ludhiana and all proceedings arising therefrom qua the petitioners.

22.09.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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