

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

(Sr. No. 120)

CRM-M No. 15373 of 2021

Date of decision : 14.03.2022

Amardeep Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Deepinder Brar, Advocate for the petitioners.

Ms. Gunkirat Kaur, AAG, Punjab.

Mr. Rituraj Singh, Advocate for respondent No.2.

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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 FIR No.95 dated 12.09.2016 registered under Sections 498-A, 406 and 377 IPC at Police Station Sadar Rupnagar, district Rupnagar on the basis of a written compromise (Annexure P-3) between the parties.

Through orders of this Court dated 07.04.2021 and 16.07.2021, 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 veracity of the compromise between the parties as also to apprise this Court whether any other proceedings are pending against any of the accused.

As directed, report dated 06.09.2021, from the Judicial Magistrate First Class, Rupnagar 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.

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 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 FIR No.95 dated 12.09.2016 registered under Sections 498-A, 406 and 377 IPC at Police Station Sadar Rupnagar, district Rupnagar and all proceedings arising therefrom qua the petitioners.

14.03.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No