

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 281

CRM-M-15867-2021

Date of decision : 08.08.2022

Bikram Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

None 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.77 dated 09.05.2009 registered under Sections 498-A, 406 and 506 IPC at Police Station City Khanna, Police District Khanna, District Ludhiana on the basis of a written compromise dated 27.05.2009 (Annexure P-2) entered into between the parties.

On 09.04.2021 this Court had directed the parties to appear before the Trial Court/Duty 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 genuineness and voluntary nature of the compromise; whether all accused are appearing before the Trial Court or are on bail and whether any other proceeding is pending against them.

As directed, report dated 07.05.2021 from the Sub Divisional Judicial Magistrate, Khanna 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 has been entered with free will of the parties without any pressure or coercion; the accused has

appeared before the Trial Court and that no other criminal case/proceedings are pending against him.

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.77 dated 09.05.2009 registered under Sections 498-A, 406 and 506 IPC at Police Station City Khanna, Police District Khanna, District Ludhiana and all proceedings arising therefrom qua the petitioner.

08.08.2022
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[DEEPAK SIBAL]
JUDGE

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