

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

Sr. No.256

CRM-M-26084-2021

Date of decision: 23.09.2022

Mukesh Kumar Sharma and others

....Petitioners

Versus

U.T., Chandigarh and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. G.S. Sandhu, Advocate,
for the petitioners.

Mr. Anupam Bansal, Addl. P.P., U.T., Chandigarh.

Mr. Vishal Sharma, Advocate, for
Mr. Yogender Nagpal, 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.41 dated 05.05.2018 registered under Sections 406 and 498-A IPC at Women Police Station, Sector-17, Chandigarh and all subsequent proceedings arising out of it on the basis of the compromise dated 05.05.2021/26.05.2021 (Annexure P-2).

On 09.07.2021 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 09.08.2021 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 whether any PO proceedings are pending against any of the party.

As directed, report dated 24.08.2021 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 and no PO proceedings are pending against any of the party.

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.41 dated 05.05.2018 registered under Sections 406 and 498-A IPC at Women Police Station, Sector-17, Chandigarh and all proceedings arising therefrom, qua the petitioners.

September 23, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No