

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.205

CRM-M-22455-2019

Date of decision: 27.05.2022

Bimla Devi

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Piyush Sharma, Advocate for
Mr. J.S. Ghumman, Advocate
for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

None 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.11 dated 09.06.2017 registered under Sections 498-A IPC at Police Station NRI, District Police Commissionerate Jalandhar and all subsequent proceedings arising out of it on the basis of a written compromise dated 09.05.2019 (Annexure P-2).

In the petition filed by the son of the petitioner being CRM-M-16743-2022 – Sanjeev Kumar @ Sanjiv Kumar vs. State of Punjab and another, seeking quashing of the impugned FIR qua him on the basis of a compromise, this Court through orders dated 04.05.2022/16.05.2022 directed the Trial Court to record the statements of the parties thereto with regard to the veracity of the compromise arrived at between them.

Through report dated 17.02.2022 from the Chief Judicial Magistrate, Jalandhar, has been received in the above mentioned case, in which the statement of respondent No.2 has been got recorded as per which

respondent No.2 has compromised the matter with the petitioner also.

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 a 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 the FIR No.11 dated 09.06.2017 registered under Sections 498-A IPC at Police Station NRI, District Police Commissionerate Jalandhar and all proceedings arising therefrom, qua the petitioner.

May 27, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No