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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35429-2021

Date of Decision: 07.02.2022

Jaspreet Singh and anotherPetitioners

Versus

State of Punjab and another Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

...
(through video conferencing)

Present: Mr. Saurabh Arora, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Suresh Singla, Advocate
for respondent No.2.

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MANJARI NEHRU KAUL, J. (Oral)

Prayer in the instant petition is for quashing of FIR No.48 dated 12.08.2019 under Sections 498-A and 406 IPC (added vide General Diary No.019 dated 30.10.2019) registered at Police Station Women Cell, District Bathinda along with all subsequent proceedings arising therefrom on the basis of compromise arrived at between the parties.

Vide order dated 06.12.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 06.01.2022 to get their statements recorded regarding the compromise arrived at between them.

Report has since been received from learned Judicial

wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is genuine, without any pressure, coercion or undue influence. The complainant has also made statement to the effect that she would have no objection if the FIR in question *qua* the accused-petitioners is quashed.

The trial Court has annexed the photocopy of the statements of the parties, alongwith its report.

Learned State counsel, on instructions from ASI Tasvir Singh, too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Judicial Magistrate, Ist Class, Bathinda, and the principles laid down by the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Narinder Singh and others Vs. State of Punjab and another, 2014(2) RCR (Criminal) 482***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

07.02.2022
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(MANJARI NEHRU KAUL)
JUDGE

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No