

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 205

CRM-M-34444-2020

Date of decision : 02.06.2022

Paramjit Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Yashasvi Kapila, for the petitioners.

Mr.Saurav Khurana, DAG, Punjab.

Mr.Rishabh Gupta, Advocate, 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.154 dated 01.08.2016 registered under Sections 498-A and 406 IPC at Police Station Kotwali, Kapurthala on the basis of a compromise dated 01.09.2020 (Annexure P-2) entered into between the parties.

On 29.10.2020 this Court had directed the parties to appear before the Trial Court/Illaq 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 of the compromise.

As directed, report dated 03.12.2020 from the Additional Chief Judicial Magistrate, Kapurthala 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 that the same is genuine.

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 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 FIR No.154 dated 01.08.2016 registered under Sections 498-A and 406 IPC at Police Station Kotwali, Kapurthala and all proceedings arising therefrom qua the petitioners.

02.06.2022
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[DEEPAK SIBAL]
JUDGE

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