

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.257

CRM-M-34369-2019

Date of decision: 26.05.2022

Sunny Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioners.

Mr. Saurav Khurana, DAG, 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.150 dated 05.10.2016 registered under Section 452, 323, 148, 149, 406 and 498-A IPC at Police Station Division No.6, District Ludhiana, and all subsequent proceedings arising out of it on the basis of a compromise deed dated 22.03.2018 (Annexure P-2).

On 26.08.2019 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 14.10.2019 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 if there is any other case pending against them; total number of accused and affected parties involved in the case.

As directed, report dated 19.12.2019 from the Judicial Magistrate Ist Class, Ludhiana, 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 the same is genuine.

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.150 dated 05.10.2016 registered under Section 452, 323, 148, 149, 406 and 498-A IPC at Police Station Division No.6, District Ludhiana and all proceedings arising therefrom, qua the petitioner.

May 26, 2022
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No