

**235IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-42261-2021 (O&M)
Decided on : 10.01.2022

Lakhvir Singh @ Lakhbir Singh

..... Petitioner

Versus

State of Punjab & another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Krishan Kanha, Advocate
for the petitioner.

Mr. Rehat Bir Singh Mann, DAG, Punjab.

Mr. Navjit Singh, Advocate
for respondent No.2.

Manjari Nehru Kaul, J.(Oral)

Instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.48 dated 18.09.2020 under Sections 498-A and 406 IPC registered at Police Station Women, District Police Commissionerate Jalandhar and all the consequential proceedings arising out of the same, on the basis of compromise dated 17.09.2021 (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioners submits that FIR in question was got registered on account of a marital discord between the parties. However, subsequently the parties have ironed out all their differences and amicably resolved all their disputes among themselves.

Vide order dated 09.11.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their respective statements recorded regarding the compromise arrived at, between them.

Report dated 13.12.2021 has since been received from the JMJC, Jalandhar in pursuance to the direction of this Court. As per the report,

compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will. The trial Court has annexed the statements of the parties in original alongwith its report.

Learned State counsel assisted by counsel for respondent No.2 also submits that there is no other accused other than the petitioner and respondent No.2 is the only aggrieved persons in the FIR in question.

In view of the report of the learned JMIC, Jalandhar 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 **Kulwinder Singh and others Vs. State of Punjab and another, 2007(3)RCR (Criminal) 1052**, the instant petition(s) is allowed. The aforesaid FIR along with all consequential proceedings arising out of them, are quashed.

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

10.01.2022
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No