

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

Sr. No. 244(1)

CRM-M No. 40781 of 2020

Date of decision : 27.05.2022

Rupinder Kaur and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Sandeep S. Majithia, Advocate for the petitioners.
Mr. M. S. Nagra, AAG, Punjab.
Mr. Bharat Sharma, Advocate for
Mr. Sylvester Stephen, Advocate 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 DDR No.60 dated 31.07.2020 registered under Sections 323, 324 and 34 IPC in FIR No.0201 dated 29.07.2020 under Sections 354-A, 354-D, 506 and 34 IPC at Police Station City, Rupnagar on the basis of a compromise (Annexure P-3).

On 07.12.2020, this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court 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 veracity of the compromise between the parties as also to apprise this Court whether P.O. proceedings are pending against any of the accused.

As directed, report dated 05.01.2021 from the Chief Judicial

Magistrate, Rupnagar 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 no proclamation proceedings are pending against the petitioners.

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 DDR, in which the offences are not heinous 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 DDR No.60 dated 31.07.2020 registered under Sections 323, 324 and 34 IPC in FIR No.0201 dated 29.07.2020 under Sections 354-A, 354-D, 506 and 34 IPC at Police Station City, Rupnagar and all proceedings arising therefrom qua the petitioners.

27.05.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No