

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 279

CRM-M-43537-2020

Date of decision : 24.05.2022

Paramdeep Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms.Simsi Dhir Malhotra, Advocate, for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

None 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.180 dated 20.06.2019 registered under Section 498-A IPC at Police Station Model Town, District Hoshiarpur on the basis of a compromise dated 06.01.2020 (Annexure P-3) entered into between the parties.

On 23.12.2020 this Court had directed the parties to appear before the Trial Court/Duty 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 and voluntary nature of the compromise; whether all the accused are appearing before the Court or are on bail and whether any other proceedings is pending against them.

As directed, report dated 25.03.2021 from the Judicial Magistrate Ist Class, Hoshiarpur 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; the same is bonafide, voluntary, genuine, lawful and without any kind of pressure, undue influence, coercion and fear from any side; only the

petitioner is arrayed as an accused; he has not been declared a proclaimed offender and that no other criminal case is pending against him.

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.180 dated 20.06.2019 registered under Section 498-A IPC at Police Station Model Town, District Hoshiarpur and all proceedings arising therefrom qua the petitioner.

24.05.2022
shamsher

[DEEPAK SIBAL]
JUDGE

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