

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

(Sr. No. 257)

CRM-M No. 39156 of 2019

Date of decision : 27.04.2022

Sanjay Singh @ Sanjeev Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Parminder Singh Kanwar, Advocate for the petitioner.
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.47 dated 09.05.2014 registered under Sections 406, 498-A and 120-B IPC at Police Station Sujampur, district Pathankot on the basis of a written compromise (Annexure P-4) between the parties.

On 22.10.2019, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 21.11.2019 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 21.11.2019 from the District and Sessions Judge, Pathankot 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 petitioner.

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 arises out of 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 the 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.47 dated 09.05.2014 registered under Sections 406, 498-A and 120-B IPC at Police Station Sujampur, district Pathankot and all proceedings arising therefrom qua the petitioner.

27.04.2022*sunil yadav***(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No