

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.234

CRM-M-40952-2019

Date of decision: 08.07.2022

Baljit Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None 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.106 dated 20.05.2016 registered under Sections 406 and 498-A IPC at Police Station Shahkot, District Jalandhar Rural and all subsequent proceedings arising out of it on the basis of a compromise dated 16.08.2019 (Annexure P-2).

On 24.09.2019 this Court had directed the parties to appear before the Illaqa Magistrate/Duty Magistrate/Trial Court for recording of their respective statements within 15 days 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 as if any of the parties has been declared as proclaimed offender.

As directed, report dated 21.10.2019 from the Judicial Magistrate Ist Class, Nakodar, 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 petitioner has not been declared a proclaimed offender.

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 the Supreme Court in **Narinder Singh vs. State of Punjab, (2014) 6 SCC 466**, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.106 dated 20.05.2016 registered under Sections 406 and 498-A IPC at Police Station Shahkot, District Jalandhar Rural and all proceedings arising therefrom, qua the petitioner.

July 08, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No