

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

CRM-M-52893-2021
Decided on : 21.02.2022

Harsh Kaushik & others

..... Petitioners

Versus

State of Punjab & another

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Eknoor Kaur Sara, Advocate
 for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Tribhawan Singla, Advocate
for respondent No.2.

Manjari Nehru Kaul, J.(Oral)

This is a petition filed under Section 482 Cr.PC for quashing of FIR No.163 dated 28.08.2021 under Sections 323, 498-A and 406 IPC registered at Police Station City Hoshiarpur, District Hoshiarpur and all the consequential proceedings arising out of the same, on the basis of compromise dated 13.09.2021 (Annexure P-2) arrived at, between the parties.

Learned counsel for the petitioners submits that the FIR in question emanates from a matrimonial dispute between the parties. He further submits that subsequent to the registration of the FIR in question, the parties have arrived at an amicable settlement vide compromise (Annexure P-2) dated 13.09.2021.

Vide order dated 17.12.2021 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 15.02.2022 has since been received from the CJM, Hoshiarpur 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 photocopies of the statements of the parties alongwith its report.

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

Learned counsel for the complainant does not dispute the submissions made by counsel for the petitioners and also does not oppose the prayer of the petitioners for quashing of FIR in question.

In view of the report of the learned CJM, Hoshiarpur and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303* and *Narinder Singh and others Vs. State of Punjab and another 2014(2) R.C.R. (Criminal) 482*, 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.

21.02.2022
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(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned:
Whether reportable :

Yes/No
Yes/No