

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14044-2023

Date of decision:-15.11.2023

Jaswinder Kaur and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr.Kamal Jindal, Advocate for
Mr.Harpreet Singh Maan, Advocate
for the petitioners.

Mr.Anup Singh, AAG, Punjab.

Mr.Sukhveer S.Killianwali, Advocate
for the complainant/respondent No.2.

SUVIR SEHGAL, J.(ORAL)

1. Instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.0086 dated 07.11.2022, under Sections 420, 406, 120-B IPC, registered at Police Station Chamkaur Sahib, District Rupnagar, Annexure P1, along with all subsequent proceedings arising therefrom, on the basis of compromise/affidavit dated 14.03.2023, Annexure P2, arrived at between the parties.

2. Counsel for the petitioners submits that the FIR is an outcome of monetary dispute, which has been amicably settled between the parties.

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3. Counsel for the respondent No.2/complainant has admitted the factum of compromise.

4. Heard counsel for the parties.

5. Pursuant to order dated 20.03.2023 passed by this Court, report has been received from the Judicial Magistrate, relevant extract of which is as under:-

“(i) There are three accused namely Pooja Rani, Jaswinder Kaur and Ram Singh in the present case.

(ii) None of the accused is declared as proclaimed offender in the present case/FIR.

(iii) The present case is at the stage of investigation and challan is yet to be presented.

(iv) From the statements of the parties, the compromise seems to be genuine, voluntary and without any coercion or undue influence.”

6. In view of the report given by the learned Magistrate and judgment of the Supreme Court in ***Gian Singh Versus State of Punjab and another, 2012(4) RCR (Criminal) 543*** and a Full Bench of this Court in ***Kulwinder Singh vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, this Court is of the view that keeping the criminal proceedings alive would not serve any purpose and setting them aside would enable the parties to lead a harmonious and peaceful life.

7. Accordingly, the petition is allowed. FIR No.0086 dated 07.11.2022, under Sections 420, 406, 120-B IPC, registered at Police Station Chamkaur Sahib, District Rupnagar, Annexure P1, along with all

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subsequent proceedings arising therefrom, are quashed qua the petitioners.

15.11.2023

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(SUVIR SEHGAL)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No