



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

305

CRM-M-429-2024 (O&M)
Date of decision: 07.11.2024

GAGANDEEP SINGH

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present : Mr. Barjinder Singh, Advocate
for the petitioner.

Ms. Jasdeep Singh, DAG, Punjab.

Mr. Amit Arora, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J.

CRM-31678-2024

[1] Learned counsel for the applicant/petitioner seeks to withdraw the present application for placing on record the amended petition.

[2] Dismissed as withdrawn.

Main case

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.161 dated 17.07.2019, under Sections 406 and 498-A IPC registered at Police Station Lopoke, District Tarn Taran, Amritsar Rural (Annexure P-1), on the basis of compromise deed dated 11.08.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioner submits that subsequent to the

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filing of the present petition, separate petition bearing No.CRM-M-47051-2024 was filed on behalf of 5 co-accused of the petitioner, which has been allowed by the Coordinate Bench of this Court vide order dated 29.10.2024. Copy of the said order is submitted in the Court today, which is taken on record.

[3] Learned counsel for the petitioner contends that the FIR was registered at the instance of respondent No.2 on account of a matrimonial dispute between parties. He further contends that the matter has been settled between the parties and compromise deed dated 11.08.2023 (Annexure P-2) has been executed between them, as such, respondent No.2 does not want to take any action in the FIR.

[4] Learned counsel for respondent No.2 confirms about the factum of compromise between the parties.

[5] On 23.01.2024 and 01.05.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[6] As per the report dated 08.05.2024 received from Judicial Magistrate 1st Class, Ajnala forwarded through the office of District and Sessions Judge, Amritsar, compromise effected between the parties is genuine, voluntary and without any coercion or undue influence.

[7] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[8] The matrimonial dispute between the parties stands resolved. In view of the above, no useful purpose would be served to continue with the prosecution of the petitioner in the present FIR.

[9] Keeping in view the fact that the compromise between the parties is



genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in *Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543* and the decision of Hon'ble the Full Bench of this Court in *Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052*, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[10] Consequently, this petition is allowed and FIR No.161 dated 17.07.2019, under Sections 406 and 498-A IPC registered at Police Station Lopoke, District Tarn Taran, Amritsar Rural (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[11] However, the respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise (Annexure P-2) are violated.

[12] Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

07.11.2024
P.Bhatt

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