

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2371-2024
DECIDED ON: 16.01.2024

RANJEET SINGH @ RANJIT SINGH AND ORS.
.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Kshitiz Goel, Advocate
for the petitioners.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., for quashing of the FIR No.19 dated 05.05.2019, under Sections 498-A and 406 of IPC, registered at Police Station PS Women, District Bathinda (Annexure P-1) on the basis of compromise dated 29.11.2023 (Annexure P-2).
2. Learned counsel for the petitioner has drawn attention of this Court to a decree under Section 13(b) of Hindu Marriage Act, 1955 under which the divorce by mutual consent has been granted on 29.11.2023 (Annexure P-3) and statements of respondent No.2 dated 29.11.2023 was recorded, who is represented today in Court through Shri Krishan Kanha, Advocate.
3. The statement in the second motion made by the petitioner namely Ranjit Singh s/o Nahar Singh r/o New Green Street, Guru Nanak Nagar, Ward No.21, Sirsa Road, Mansa before the Additional Principal Judge, Family Court, Bathinda dated 29.11.2023 has been recorded, a certified copy of the same is taken on record as Document A.

4. Considering in totality the statements of Ranjit Singh as well as Parminder Kaur i.e., petitioner No.1 and respondent No.2 added with the fact that the parties to the present lis i.e., petitioner No.1 and respondent No.2 have been granted decree of divorce by mutual consent under Section 13(b) of Hindu Marriage Act vide judgment & decree dated 29.11.2023 (Annexure P-3), no fruitful purpose would be served by allowing the prosecution to proceed further in the instant FIR, wherein there are every chances of acquittal of the accused persons, since the counsel for respondent No.2 has already given no objection and the State has also no objection if the instant FIR be quashed at this stage in view the peculiar facts and circumstances, as discussed hereinabove.

5. In view of the above, the present petition is allowed and FIR No.19 dated 05.05.2019 (Annexure P-1) is ordered to be quashed.

(SANDEEP MOUDGIL)
JUDGE

16.01.2024

Meenu

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