

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

266

CRM-M No. 4084 of 2024

Date of Decision: 29.02.2024

Smriti Chopra @ Smriti

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. R.P. Saini, Advocate for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

Ms. Shivani Saini, Advocate for respondent No. 2.

HARPREET SINGH BRAR, J.(ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0083 dated 20.09.2023 under Sections 380/506/174 of IPC registered at Police Station Daresi, District Police Commissionerate, Ludhiana, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of settlement/compromise dated 04.10.2023 (Annexure P-2)

2. The following order was passed on 25.01.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0083 dated 20.09.2023 under Sections 380/506/174 of IPC registered at Police Station Daresi, District Police Commissionerate, Ludhiana, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of settlement/compromise dated 04.10.2023 (Annexure P-2).

Notice of motion.

At this stage, on the asking of the Court, Mr. Subhash Godara, Addl.A.G., Punjab accepts notice on behalf of respondent No.1-State and Ms. Nandini Sharma, Advocate accepts notice for respondent No.2 and files her power of attorney and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.

Now the parties are directed to appear before the learned trial Court/Illaqa Magistrate within two weeks from today or any other date convenient to the trial Court/Illaqa Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 29.02.2024.

A copy of the order be sent to learned trial Court/Illaqa Magistrate through fax for compliance.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052**, this petition is allowed and FIR No.0083 dated 20.09.2023 under Sections 380/506/174 of IPC registered at Police Station Daresi, District Police Commissionerate, Ludhiana, Punjab (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

29.02.2024

Rajeev (rvs)

(HARPREET SINGH BRAR)

JUDGE