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CRM-M-3923-2024 (O&M)
DATE OF DECISION : 05.07.2024

V/S

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Mr. Jagjit Singh, Advocate for
Mr. Ashdeep Singh, Advocate for respondent No.2.

* * * *

[2] Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of respondent No. 2-complainant who is the wife of the present petitioner. A compromise deed dated 15.01.2024 (Annexure P-3) has been executed between the parties. They have decided to live their life separately. A joint petition under Section 13-B of the Hindu Marriage Act, 1955, has also been filed before the learned



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Family Court.

[3] Learned counsel appearing on behalf of respondent No. 2 has confirmed the factum of compromise between the parties.

[4] On 24.01.2024, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 18.04.2024, received from the learned Sub-Divisional Judicial Magistrate, Moonak, Sangrur the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioners have not been declared as “Proclaimed Offender”.

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

[7] The matrimonial dispute between the parties stands settled. 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.

[8] Consequently, this petition is allowed and FIR No. 76 dated 03.06.2022, registered at Police Station Moonak District Sangrur, under

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Sections 498-A and 406 of the IPC and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioners.

[9] However, 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 dated 15.01.2024 are violated.

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

05.07.2024

Janki

(HARPREET KAUR JEEWAN)**JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*