



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

303

CRM-M-4412-2024 (O&M)
Date of decision: 18.07.2024

PRABHDEEP SINGH CHAHAL

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present : Ms. Mandeep Kaur, Advocate for
Mr. Chandan Singh Rana, Advocate
for the petitioner.

Mr. D.B. Singh, Sr. DAG, Punjab.

Mr. Amandeep Singh Sidhu, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J.

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.49 dated 18.07.2023, under Sections 498-A, 406 IPC registered at Police Station Women, District Police Commissionerate, Ludhiana (Annexure P-1), on the basis of compromise deed dated 07.10.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of respondent No.2 on account of a matrimonial dispute between the parties. He further contends that the matter has been settled between the petitioner and respondent No.2 and compromise deed dated



07.10.2023 (Annexure P-2) has been executed between them in the Mediation and Conciliation Centre of this Court. The said compromise is acceptable to all the parties.

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

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

[5] On 29.01.2024, 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 29.05.2024 received from Judicial Magistrate 1st Class, Ludhiana forwarded through the office of District and Sessions Judge, Ludhiana, compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner has not been declared as 'Proclaimed Offender'.

[7] 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 petitioners in the present FIR.

[8] 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.



[9] Consequently, this petition is allowed and FIR No.49 dated 18.07.2023, under Sections 498-A, 406 IPC registered at Police Station Women, District Police Commissionerate, Ludhiana (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[10] 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.

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

(HARPREET KAUR JEEWAN)
JUDGE

18.07.2024

P.Bhatt

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