



237 **IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-15641-2022 (O&M)

Date of Decision: 23.09.2024

GURKAMAL SINGH

...Petitioner

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. G.S. Salana, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG Punjab.

Mr. Harwinderjit Singh Sandhu, 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.9 dated 09.01.2010 under Sections 498-A, 506, 406 of IPC registered at Police Station City Khanna, District Ludhiana (Annexure P-1) along with all subsequent proceedings arising therefrom and further prayer is for quashing the order dated 18.02.2013 (Annexure P-2) on the basis of compromise dated 18.05.2019 (Annexure P-6).

2. The following order was passed on 17.07.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.9 dated 09.01.2010 under Sections 498-A, 506, 406 of IPC registered at Police Station City Khanna, District Ludhiana (Annexure P-1) along with all subsequent proceedings arising therefrom and further prayer is for quashing the order dated 18.02.2013 (Annexure P-2) on the basis of compromise dated 18.05.2019 (Annexure P-6) (wrongly mentioned as 05.12.2023).

Vide order dated 06.05.2024, impugned order dated 18.02.2013 (Annexure P-6) stands quashed.

Adjourned to 23.09.2024.

In the meanwhile, the parties are directed to appear



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before the learned trial Court/Illaq Magistrate within four weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get recorded their statements regarding compromise and after recording their statements, learned trial Court/Illaq 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. 23.09.2024.

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

3. In compliance of the aforesaid 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.9 dated 09.01.2010 under Sections 498-A, 506, 406 of IPC registered at Police Station City Khanna, District Ludhiana (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioner.

23.09.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No