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230 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16141-2024 (O&M)

Date of decision: 07.05.2024

LOVEPREET SINGH @ LOVEPREET GILL @ NAVI GILL AND
OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Manu Loona, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Mr. Puneet Kumar Bansal, Advocate
for respondents No. 2 and 3.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 409 dated 07.10.2023 registered under Sections 363, 366-A, 506, 120-B of Indian Penal Code at Police Station City Ferozepur, District Ferozepur and all subsequent proceedings arising therefrom on the basis of compromise dated 13.03.2024 (Annexure P-3).

2. The following order was passed on 03.04.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.409 dated 07.10.2023 under Sections 363/366-A/506/120 B of IPC registered at Police Station City Ferozepur, District Ferozepur (Annexure P-1), along with all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-3).

Learned counsel for the petitioners inter alia contends that respondent No.3 is legally wedded wife of petitioner No.1 and marriage certificate dated 18.02.2024 is available on record as Annexure P-2. He further submits that both petitioner No.1 and respondent No.3 are cohabiting together as husband and wife,



respectively, peacefully and the present petition has been filed seeking quashing of FIR (supra) on the basis of compromise and reliance has been placed upon the judgment of the Hon'ble Supreme Court passed in 'K. Dhandapani Vs. The State by The Inspector of Police' 2022 SCC Online SC 1056 and full Bench judgment of the Delhi High Court passed in 'Lajja Devi Vs. State ' 2012 (4) CCR 72.

Notice of motion for 07.05.2024.

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 Mr. Puneet Kumar Bansal, Advocate accepts notice for respondents No.2 & 3 and files his 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.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded 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. 07.05.2024.

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.)**



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1052, this petition is allowed and FIR No. 409 dated 07.10.2023 registered under Sections 363, 366-A, 506, 120-B of Indian Penal Code at Police Station City Ferozepur, District Ferozepur and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

May 07, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No