



Date of decision: 10.05.2024

...PETITIONER

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Davinder Lubana, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG Punjab.

Mr. Dhruv Sharma, Advocate
for respondent No. 2.

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. 153 dated 10.10.2023 registered under Sections 376, 506, 354-D of Indian Penal Code at Police Station Nangal, District Rupnagar Punjab (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 03.04.2024. (Annexure P-3).

2. The following order was passed on 09.04.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.153 dated 10.10.2023 under Sections 376, 506, 354-D of IPC, registered at Police Station Nangal, District Rupnagar (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03.04.2024 (Annexure P-3).

Learned counsel for the petitioner, inter alia, contends that the petitioner as well as respondent No.2 are married and they are major and both of them had a consensual relationship and due to some misconception, FIR (supra) was



registered. Now with the intervention of common friends and respectables of the society, matter has been compromised between the parties.

Notice of motion for 10.05.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-State and Mr. Dhruv Sharma, Advocate accepts notice for respondent No.2 and files his Vakalatnama, which is taken on record. 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/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. 10.05.2024.

A copy of the order be sent to learned trial Court/Illaqa 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. 82 dated 15.07.2022 registered under Sections 186, 353, 332, 354-A of Indian Penal Code at Police Station Division No. 1, District Pathankot and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

May 10, 2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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