

**CRM-M-24169-2024 (O&M)****- 1 -****324 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-24169-2024 (O&M)
DATE OF DECISION : 18.09.2024****SAJAN KUMAR AND ANOTHER****... PETITIONERS****V/S****STATE OF PUNJAB AND ANOTHER****... RESPONDENTS****CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Amandeep S. Rehal, Advocate for
Mr. Harish Goyal, Advocate for the petitioners.

Mr. Davinder Bir Singh, Sr. DAG, Punjab.

Ms. Roma Gill, Advocate for respondent No.2.

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HARPREET KAUR JEEWAN, J. (ORAL)

[1] The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.12 dated 14.12.2021 registered at Women Police Station Malerkotla, District Malerkotla under Sections 498-A and 406 IPC, on the basis of compromise deed dated 15.07.2023 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners 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 resolved between the petitioners and respondent No.2 and compromise deed dated 15.07.2023 (Annexure P-2) has been executed between them, as such respondent No.2 does not want to take any action in the present FIR.



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

[4] On 21.05.2024, 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 06.06.2024, received from the learned Judicial Magistrate First Class, Malerkotla, 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. 12 dated 14.12.2021 registered at Women Police Station Malerkotla, District Malerkotla under Sections 498-A and 406 IPC, and all the subsequent

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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 are violated.

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

18.09.2024

Janki

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