



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

337

CRM-M-20204-2024 (O&M)
Date of Decision: 27.05.2024

LAKHWINDER SINGH AND OTHERS

... PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

... RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. P.K. Kapila, Advocate for the petitioners.

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

Mr. Harjeet Singh, Advocate for
Mr. Amit Thakur, 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.141 dated 01.08.2023 at Police Station Bhikhi, District Mansa under Sections 498-A, 406 IPC (Section 354-A, 506 IPC added later on vide DDR No.45 dated 17.08.2023) and all consequential proceedings arising therefrom on the basis of the compromise deed dated 08.04.2024 (Annexure P-2) executed between the parties.

[2] Learned counsel for the petitioners contends that the FIR was registered due to a matrimonial dispute between the parties and now the parties have effected compromise (Annexure P-2). He further contends that both the parties have filed a joint petition for divorce under Section 13-B of the Hindu Marriage Act, 1955, as such respondent No.2 does not want to



take any action in the present FIR.

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

[4] On 29.04.2024, 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 21.05.2024 received from the District and Sessions Judge, Mansa 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.141 dated 01.08.2023 at Police Station Bhikhi, District Mansa under Sections 498-A, 406 IPC (Section 354-A, 506 IPC added later on vide DDR No.45 dated 17.08.2023) and all the subsequent 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 dated 08.04.2024 are violated.

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

27.05.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No